

S. B. No. 91, A bill to be entitled "An Act amending Article 725, Revised Civil Statutes of 1925, authorizing the issuance of refunding bonds bearing the same or a lower rate of interest in lieu of any valid outstanding bonds which have been issued under authority of Title 22 or Title 71, Revised Civil Statutes of 1925, or provisions of law which have been amended or superseded thereby, and adding Article 725b validating all refunding bonds that have heretofore been issued and approved by the Attorney General for the purpose of refunding valid outstanding bonds or any of the counties of Texas; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BAILEY, Chairman.

Committee Room,
Austin, Texas, June 4, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 79, A bill to be entitled "An Act to amend Article 1728 of the Revised Civil Statutes of Texas as amended by Senate Bill No. 7, at the Regular Session of the 40th Legislature."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following Committee Amendment, and be not printed, as S. B. No. 74, being the same bill has been printed in the Journal.

Amend H. B. No. 79, by adding to the caption "and declaring an emergency".

BAILEY, Chairman.

Committee Room,
Austin, Texas, June 4, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 52, A bill to be entitled "An Act authorizing the creation of Junior Colleges Districts for the purpose of establishing, maintaining, operating and supporting junior colleges; providing the conditions

upon which and the method by which such districts may be created; providing for board of junior college trustees; authorizing the levy, assessment and collection of taxes for the support and maintenance of junior colleges within such districts and the issuance of bonds by such districts recognizing and validating the acts of cities or independent school districts heretofore had looking to the establishment and organization of junior colleges, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, but be not printed.

WITT, Chairman.

Committee Room,
Austin, Texas, June 4, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 102, A bill to be entitled "An Act to authorize a fifty year lease to be issued to the town of Aransas Pass in Aransas and San Patricio Counties, Ransom Island and its sand flats extension to the northeast and its sand flat extension to the southwest in Red Fish Bay situated in Nueces County, and that Shallow portion of said bay between said islands and its extensions and the main land; authorizing the said town to improve or have said area improved for public park purposes and to police said area, reserving to the State all minerals, and the right to sell any and all shell; providing for forfeiture for failure to maintain and keep said area open to the public; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BAILEY, Chairman.

TWENTIETH DAY.

Senate Chamber.

Austin, Texas.

Monday, June 6, 1927.

The Senate met at 9:00 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

Simple Resolution No. 33.

Senator Love sent up the following resolution:

Whereas, It is important for the Senate to have the information herein provided for in order that it may later intelligently pass upon what legislation is necessary in reference to campaign expenditures in primary elections in this State;

Now, therefore, be it Resolved by the Senate of the State of Texas:

Section 1. That the President of the Senate appoint a committee of five members of the Senate to act in vacation after the adjournment of the present Special Session of the Legislature, and investigate campaign expenditures in the coming general primary election to be held in 1928, examine into all contributions for campaign purposes in or relating to said primary election and the method or methods employed to promote the election or defeat of any candidate for nomination for any office in said primary election; and to investigate and examine into all matters and things pertaining to

campaign expenses and expenditures for political purposes in connection with said primary election.

Section 2. Said committee shall hold four meetings, one meeting on the sixth Monday next preceeding the general primary election in 1928, one meeting on the fourth Monday next preceeding said election, one meeting on the second Monday preceeding said election, and one meeting on the first Monday next preceeding said election, and also such other meetings from time to time as the committee or any member thereof may desire. Said meetings shall be held at such places as have authority to make such investigation as to the matters mentioned in this resolution and report the same to the committee at such meetings.

Section 3. The said committee shall make a report covering fully the facts and information gathered by it, together with its recommendations, and said report shall be made in writing to the Texas Legislature at its next session. All hearings of said committee or any member thereof shall be in open session so that the general public may attend same. Each member of said committee shall be entitled to a per diem of five dollars per day for every day he serves in the performance of his duties under this resolution, together with actual expenses incurred in the performance of said duties; which per diem and expenses shall be paid out of the appropriation for per diem and contingent expenses of the Legislature, on accounts approved by officers of the Senate as now provided for payment of per diem of members of the Senate.

Section 4. Said committee or any member thereof shall have power to examine witnesses, and to summon and to compel the attendance of such witnesses; and if any witness should fail to obey a summons of the committee, or fail to attend pursuant to such summons, or refuse to testify or answer any question of the committee, he shall be considered in contempt and the committee shall have authority to report such failure or refusal to the next session of the Legislature to the end that he may be held in contempt and punished for same. Provided that no witness shall be compelled to testify in vio-

lation of any constitutional right or guaranty of such witness.

The resolution was read.

Senator Pollard moved to table the resolution.

The motion was carried by the following vote:

Yeas—15.

Bailey.	Real.
Bowers.	Russek.
Hall.	Smith.
Hardin.	Stuart.
Holbrook.	Triplett.
Miller.	Ward.
Parr.	Westbrook.
Pollard.	

Nays—14.

Berkeley.	McFarlane.
Bledsoe.	Moore.
Fairchild.	Neal.
Floyd.	Reid.
Greer.	Wirtz.
Lewis.	Wood.
Love.	Woodward.

Absent.

Price. Witt.

S. C. R. No. 6.

Senator Wood sent up the following resolution:

Whereas, There is now located at Camp Mabry a Power Plant, a number of steam boilers and other property belonging to the State of Texas, not now being used for any purpose and a number of the Eleemosynary Institutions are badly in need of the above mentioned things, therefore,

Be it Resolved by the Senate and the House concurring that the Adjutant General of Texas is hereby authorized and directed to deliver to the Board of Control such things as are not needed by his department to be transferred to the other institutions for use.

The resolution was read and adopted.

Simple Resolution No. 34.

Senator Fairchild sent up the following resolution:

Whereas, The Railroad Commission of Texas have under consideration the reduction of freight rates on gravel and many other kinds of

commodities in Texas that are now being handled by freight trains, and

Whereas, It seems that these reductions are necessary in order that the various and sundry developments in the State may be rapidly carried forward and that road material may be carried from place to place at less expense to the people, and

Whereas, Passenger fares in Texas are now more than those prescribed by State statute, and

Whereas, The sleeper fares in Texas have increased very materially in the last few years, and

Whereas, There is a vast difference between the sleeper fares in Texas and Louisiana, and

Whereas, The minimum sleeper fare in Louisiana for day rates is thirty-six cents and the minimum day rate in Texas is seventy-two cents, and

Whereas, The minimum night rate in Louisiana for two hundred miles or less is \$2.20 and the minimum sleeper night rate in Texas is \$2.75, and without naming all the distinctions and differences which are many, and

Whereas, The people of Texas are anxious to know the why and wherefores of these distinctions,

Therefore, be it Resolved That the Texas Railroad Commission look into these various differences and advise the Texas Senate as to why the differences, the cause for the differences and whether or not they can be adjusted in the interest of the people of Texas. And it is further resolved that a copy of this resolution be sent the Railroad Commission of Texas.

Fairchild, Wirtz, Holbrook, Parr, Hall, McFarlane, Bledsoe, Bowers, Woodward, Miller, Berkeley, Moore, Wood, Russek, Westbrook, Lewis, Stuart, Hardin, Reid, Ward, Bailey, Triplett, Floyd.

The resolution was read and adopted.

Simple Resolution No. 35.

Senator Greer sent up the following resolution:

Whereas, The Hon. J. H. Woods of Corsicana is now within the Bar of the Senate, and

Whereas, The Hon. J. H. Woods

served this State with distinction for many years in the State Senate,

Now, therefore, be it Resolved, that the Hon. J. H. Woods be invited to address the Senate at this time.

Lewis, Bailey, Neal, Fairchild, Wirtz, Moore, Reid, Stuart, Berkeley, Love, Witt, Woodward, Greer, Ward, Holbrook, Hardin, Triplett, Floyd, Pollard, Russek, Smith, Miller, McFarlane, Hall, Bledsoe, Wood, Bowers, Parr.

The resolution was read and adopted.

Address by Ex-Senator J. H. Woods.

Senator Woods was escorted to the Lieutenant Governor's desk and in response to the invitation extended, briefly addressed the Senate.

Simple Resolution No. 36.

Senator McFarlane sent up the following resolution:

Whereas, The Honorable John C. Marshall of Quanah, former member of the Legislature, is within the bar of the Senate; and,

Whereas, He has served the State of Texas in said body with great honor to himself and the State of Texas;

Therefore, be it Resolved, That he be invited to address the Senate.

McFarlane, Moore, Reid, Hall, Pollard, Parr, Fairchild, Floyd, Russek, Greer, Bledsoe.

The resolution was adopted.

Address by Hon. John C. Marshall.

Hon. John C. Marshall was escorted to the Lieutenant Governor's desk, and in response to the invitation extended, briefly addressed the Senate.

House Bill No. 122.

Unanimous consent was granted to consider the following bill:

H. B. No. 122, A bill to be entitled "An Act to amend Articles 6162, 6163, 6164 and 6165, of Title 107, Revised Texas Civil Statutes of 1925, defining and regulating loan brokers; providing punishment for the violation of this law; requiring loan brokers to file affidavits in the county clerk's office, giving name of owner and agents of said business; requiring loan brokers to execute a good and sufficient bond in the sum

of one thousand dollars, payable to the county judge and his successors in office, conditioned that any person who may be injured or damaged for usury charged by such loan broker may sue and recover therefor; providing a reasonable attorney's fee may be allowed upon recovery of a judgment against such loan broker by the court not to exceed fifty dollars; providing sale or assignment of wages or any lien upon household and kitchen furniture made by married men to such loan broker shall be joined by the wife and duly acknowledged, as in the case of deeds; providing that if any part of this Act should be declared unconstitutional it shall not affect any other part of the same; repealing all of Articles 1127, 1128, 1129, Title 14, Chapter 12, of the Revised Criminal Code of 1925, and all other laws in conflict herewith, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Hall, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 122 was put on its third reading and final passage, by the following vote:

Yeas—27.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Wood.
Miller.	Woodward.
Moore.	

Absent.

Bailey.	Price.
Neal.	Witt.

The bill was read third time and passed finally, by the following vote:

Yeas—27.

Berkeley.	Floyd.
Bledsoe.	Greer.
Bowers.	Hall.
Fairchild.	Hardin.

Holbrook.	Russek.
Lewis.	Smith.
Love.	Stuart.
McFarlane.	Triplett.
Miller.	Ward.
Moore.	Westbrook.
Parr.	Wirtz.
Pollard.	Wood.
Real.	Woodward.
Reid.	

Absent.

Bailey.	Price.
Neal.	Witt.

House Bill No. 6.

Senator Pollard moved to lay H. B. No. 6 on the table subject to call. The motion was adopted.

Executive Session Set.

On the motion of Senator Bailey, the Senate voted to go into Executive Session tomorrow (Tuesday) at 11:00 o'clock a. m. to consider nominations of the Governor.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 124.	H. B. No. 125.
H. B. No. 101.	H. B. No. 126.
H. B. No. 107.	H. B. No. 131.
H. B. No. 115.	H. B. No. 133.
H. B. No. 123.	H. B. No. 122.

House Resolution Referred.

After it was read, the Chair referred H. C. R. No. 6, to the Committee on Finance.

H. C. R. No. 7.

The Chair laid before the Senate, the following resolution:

H. C. R. No. 4.

Relating to Education.

The Legislature of Texas, recognizing the responsibility of the State to promote education in such liberal, judicious and equitable manner as will assure the popular well-being, and with full realization of the gravity and importance of the problem, hereby subscribes to and adopts

the following declaration of policy and resolutions:

(a) Whereas, The social security and advancement rest upon education; and the functions of the State in educational activities justly comprehend facilities for instruction from the elementary schools to institutions teaching the arts and sciences; and

(b) Whereas, The history of education in the United States in the past half century is a continuous record of increasing State expenditures for educational purposes far beyond the advance in population and far beyond the increase in wealth of the country assessed for purposes of revenue; and the share of public funds demanded by educational activities is becoming so large that State Governments are constantly concerned with changes in the system of taxation in the effort to redistribute the burden; and

(c) Whereas, We may well contemplate the time when the State cannot respond to demands created by the continuous duplication of schools, and the unrestricted multiplication of facilities for instruction in an ever-increasing list of subjects, responding to institutional ambitions; and

(d) Whereas, An efficient and comprehensive system of elementary education is fundamental; and it is the duty of the State to provide liberally for a system of public schools so organized and conducted as to assure equality of opportunity to every child in the State to secure a common school education, comprehending instruction from the primary school to and including the high school; and

(e) Whereas, We believe it the duty of the State to make reasonably adequate provision for secondary education, through a judiciously planned and efficiently correlated system of colleges and institutions giving instruction in the modern and useful arts and sciences, pure and applied; and

(f) Whereas, It is the duty of the State to develop the University of Texas to fulfill the constitutional provision for a University of the first class among State institutions of its kind; and

(g) Whereas, No State may contemplate the tremendous financial burden, increasing rapidly year by year, that will attend provision for unlimited expansion of instruction at State expense in all of the varied vocations and professions, without the certainty of frequent demoralization of its entire educational system; and

(h) Whereas, It is with a full appreciation of the remarkable increase in the modern demand for liberal provision for technical, professional and vocational instruction from public revenues, that we declare the State can no longer, in justice to adequate protection of the primary obligations and responsibilities for education, and a fair distribution of the costs of education among the people, defer recognition of a public policy which shall determine, as justly as may be, the limitations of State support of education from the public revenues; and

(i) Whereas, We fully recognize the value to the people of the establishment and development of great educational institutions teaching the arts and sciences, pure and applied, setting high standards of technical, professional and vocational excellence; but we declare that the judicious consideration of the integrity of our common schools, and the development of an efficient system of higher education, wisely and efficiently correlated, and culminating in the maintenance of a University of the first class, demand that all matriculants in our higher educational institutions, where the character of instruction equips, or is intended to equip for the pursuit of professions, vocations or occupations from the pursuit of which the recipient expects to reap an individual and exclusive advantage or profit, and which embodies no expectation from the State for service of a public character, or the normal pursuit of which may render a distinct measure of public service, shall pay to the State the cost of the instruction received; and

(j) Whereas, In our liberality of financial provision for educational purposes, it may well be questioned whether or not we have taken adequate care to assure the public interest in an equitable and just share of the expenditures; and

(k) Whereas, It is likewise a serious question whether or not, in our haste to multiply facilities, the system of education developed is judiciously adjusted to our social and industrial conditions and requirements, and reflects the material progress of the State and the country, and responds to the popular need; therefore be it

Resolved (a), That it is the duty of the State to provide for certainty of public school revenues with flexibility of adaptation to increasing needs, adequate to provide equality of opportunity to every child in the scholastic age to secure a practical common school education.

(b) That the different sections of the State where assessed valuations are adequate, and properly organized cooperation is available, be encouraged to supplement the public school work, after the completion of the high school term, by providing for Junior Colleges, through such necessary amendment to the constitution as will enable such districts to provide for the establishment, proper equipment and adequate support of such Junior Colleges.

(c) That such legislation should be enacted as shall provide for and advance the development of the University of Texas to a University of the first class among state institutions of the country, and as shall relieve the institution of the burden of junior college work now a part of its educational activities.

(d) That present State institutional facilities, with a judicious correlation of the activities of each of such institutions, preclude for an indefinite time contemplation of the necessity for the creation of any additional State institutions of higher education or vocational training.

(e) That higher educational institutions should not be permitted to add new divisions or schools, or departments of such schools without legislative approval.

(f) That graduate work in State educational institutions should be limited to the University of Texas; except the Agricultural and Mechanical College of Texas should be authorized to do graduate work in the Agricultural and Mechanical Sciences.

(g) That a board be created from the faculty of each of the higher educational institutions of the State of independent status, to be appointed by the governing board of each of such institutions, or such other board as the Legislature may authorize, the duty of which board shall be to make recommendations to the several institutions, and to the Legislature, for the better correlation of the educational activities of the said institutions, and as may be calculated to provide for an efficiently co-ordinated educational system.

That the said Board shall classify the technical, professional and vocational instruction given in the institutions of the State and report to the Legislature those subjects in which the students are not deemed to be entitled to instruction at the expense of the State, as expressed in this declaration of policy.

(h) That greater effort be made to provide for the better adaptation of instruction in the public schools to practical requirements in education; and that greater effort likewise be made to secure for the public interest a just and equitable share of the funds provided for education.

Tillotson, Fly, Acker, Farrar, Stevenson, Kincaid, Veatch, Avis, Boone, Kirkland.

The resolution was read first time and ordered printed in the Journal and referred to the Committee on Education.

Messages From the House.

The Chair recognized the door-keeper, who introduced a messenger from the House, with the following messages:

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House grants the request of the Senate for a Free Conference on S. B. No. 76, and the following are appointed as conferees on the part of the House:

Teer, Parrish of Travis, Hall, Foster, Pool.

The House has adopted the Free Conference Committee Report on S. B. No. 7, by a viva voce vote.

The House has adopted the report of the Free Conference Committee on House Bill No. 7, by a viva voce vote.

The House concurs in Senate amendments to H. B. No. 114, by a viva voce vote.

The House has passed the following bills:

H. B. No. 21, A bill to be entitled "An Act to provide authority to the State Highway Commission to select and maintain temporary detour roads through counties where construction of designated parts of the State highway system is being carried on, and setting forth the duties of the Commission and of the counties therewith, and providing authority to county commissioners' courts to select and maintain temporary detour roads in the county where construction of any public road is being carried on, not part of the State system of designated highways, and setting forth the duties of the commissioners' court therewith."

H. B. No. 80, A bill to be entitled "An Act to amend Article 779, Revised Civil Statutes of the State of Texas, authorizing commissioners' courts to invest sinking funds accumulated for the redemption and payment of bonds issued by such county, political subdivision or defined district thereof, and prescribing the securities in which such funds may be invested."

H. B. No. 84, A bill to be entitled "An Act amending Article 725, Revised Civil Statutes of 1925, authorizing the issuance of refunding bonds bearing the same or a lower rate of interest, in lieu of any valid outstanding bonds which have been issued under authority of Title 22 or Title 71, Revised Civil Statutes of 1925, or provisions of law which have been amended or superseded thereby, and adding Article 725b, validating all refunding bonds that have heretofore been issued and approved by the Attorney General for the purpose of refunding valid outstanding bonds of any of the counties of Texas, and declaring an emergency."

H. B. No. 136, A bill to be entitled "An Act to amend Chapter 270 of the General Laws of the Regular Session of the Fortieth Legislature of Texas by adding thereto Sections

4a, 4b and 4c so as to provide that the Railroad Commission of Texas shall have supervision over, and power to regulate the public service rendered by and the payments and charges of motor bus companies or others operating depots, termini, waiting rooms, etc., appurtenant to or in connection with any motor bus service, including authority to require establishment and maintenance of union depot facilities and apportionment of costs, and declaring an emergency."

H. B. No. 144, A bill to be entitled "An Act amending Article 941 of the Penal Code of the State of Texas of 1925, so as to regulate and enact provisions in reference to the taking and catching of fish in certain waters; adding a new article to be numbered 941aa prescribing method of closing by proclamations of the commissioner; prescribing penalties for violation of the act; providing that this act shall supersede any conflicting provisions in the Revised Civil Statutes or any other law of this State conflicting with this act, and declaring an emergency."

H. B. No. 93, A bill to be entitled "An Act to provide a special road drag law for Collin county."

H. B. No. 95, A bill to be entitled "An Act to amend Article 880, Revised Criminal Statutes of 1925, so as to make it unlawful to hunt deer with dogs in Polk County by omitting name of the word 'Polk' from the list of counties given in said article."

H. B. No. 111, A bill to be entitled "An Act to amend Article 417, Title 7, Chapter 3, of the Code of Criminal Procedure of the State of Texas, so that one indictment may cover all offenses growing out of the same transaction."

S. B. No. 116, A bill to be entitled "An Act granting aid to the Independent School District of the City of Nevada in Collin County, Texas, made necessary by reason of the recent cyclone in said city and community on the 9th day of May, 1927, which caused great destruction to the property of said school district, and loss of life; etc., and declaring an emergency."

S. B. No. 110, A bill to be entitled "An Act creating and establishing Brazos River Harbor Navigation District of Brazoria County under Section 59, Article 16 of the Constitution

of Texas for the purpose of making improvements for the navigation of inland and coastal waters and for the preservation and conservation of inland and coastal waters for navigation and for control and distribution of storm and flood waters of rivers and streams in aid of navigation; describing said district by metes and bounds, ratifying and validating all orders and other proceedings of the commissioners' court and other officers of Brazoria County and of the Navigation and Canal Commissioners of said district; ratifying and validating the petition, order for hearing, notice of hearing, hearing on petition, order for election, order defining voting precincts, notice of election, returns of election, order declaring result of election, order of commissioners' court appointing navigation and canal commissioners, official acts of navigation and canal commissioners, order authorizing the issuance of \$1,000,000 bonds and assessment of taxes in payment thereof; authorizing the commissioners' court and officers to levy, assess and collect general ad valorem taxes sufficient to pay interest on such bonds and the principal thereof as they mature; authorizing the commissioners' court and navigation and canal commissioners and officers to complete the issuance and sale of \$989,000 of the \$1,000,000 bonds heretofore voted by said district; constituting all orders of the commissioners' court and acts of navigation and canal commissioners and certified copies thereof and certificates of the officers of Brazoria County and navigation and canal commissioners in respect thereto evidence in all courts; and declaring an emergency."

S. B. No. 121, A bill to be entitled "An Act making provision for a district attorney in the 90th Judicial District of Texas as an assistant district attorney in said district; providing that such district attorney shall receive such salary as now or hereafter provided by law for district attorney in districts containing two or more counties; enacting the necessary provisions in reference to an assistant district attorney for said district and his compensation; making provision for all other things necessary and incidental to the main purpose of this Act; and declaring an emergency."

S. B. No. 63, A bill to be entitled

"An Act respecting the formation of a fresh water supply district, etc."

S. B. No. 73, A bill to be entitled "An Act to prohibit the killing of squirrels in Hardin County, during the months of February 1st to October 15th, inclusive; providing that during the other months of the year no one shall kill more than ten squirrels in any one day; prescribing a penalty for violation, and declaring an emergency."

H. B. No. 73, A bill to be entitled "An Act to amend Article 3726 of the 1925 Revised Civil Statutes of the State of Texas, so as to add the words 'so recorded, after being proved or acknowledged in the manner provided by the laws of this State in force at the time of its registration, or at the time it was proved or acknowledged, or every instrument which has been, or hereafter may be,' after the words, 'and which has been or hereafter may be' and before the words 'actually so recorded for ten years,' so as to provide that hereafter any instrument legally on record in the office of the county clerk shall be admitted in evidence in any suit without the necessity of proving its execution, unless attacked as provided therein, and declaring an emergency."

S. B. No. 75, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State and authorizing payment of said miscellaneous items on taking effect of this Act, and declaring an emergency."

With amendments.

S. B. No. 79, A bill to be entitled "An Act to create Road District Number One (1) in San Patricio County, Texas, validating and approving all orders made by the Commissioners' Court of said County, in respect to the organization of said District; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said Road District; approving and validating all orders of the Commissioners' Court of said county in respect of said Road District, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies thereof legal evidence; evidencing proof of publication of constitutional notice required in such acts; and declaring an emergency."

S. B. No. 80, A bill to be entitled

"An Act to create Road District Number Two (2) in San Patricio County, Texas, validating and approving all orders made by the Commissioners' Court of said county, in respect to the organization of said District; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said Road District; approving and validating all orders of the Commissioners' Court of said County, in respect of said Road District, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies thereof legal evidence; evidencing proof of publication of constitutional notice required in such acts; and declaring an emergency."

S. B. No. 81, A bill to be entitled "An Act to create Road District Number Four (4) in San Patricio County, Texas, validating and approving all orders made by the Commissioners' Court of said county, in respect to the organization, issuance and sale of certain Road Bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said Road District; approving and validating all orders of the Commissioners' Court of said County in respect of said Road District, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies legal evidence; evidencing proof of publication of constitutional notice required in such acts; and declaring an emergency."

S. B. No. 82, A bill to be entitled "An Act to create Road District Number Five (5) in San Patricio County, Texas, validating and approving all orders made by the Commissioners' Court of said County in respect to the organization of said District; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said Road District; approving and validating all orders of the Commissioners' Court of said county in respect of said Road District, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies thereof legal evidence; evidencing proof of publication of constitutional

notice required in such acts; and declaring an emergency."

S. B. No. 85, A bill to be entitled "An Act changing and fixing the terms and times of holding district court in the 72nd and the 99th Judicial Districts; enacting proper provisions relating to process issued, bonds and recognizances made and grand and petit juries drawn before this Act takes effect in said Judicial District; enacting provisions relating to the jurisdiction of the district courts in said districts in Lubbock County and providing for the transfer of cases in said county as between the district courts of said judicial districts; providing for all things necessary to be done in connection with any such cases so transferred, and enacting provisions relating to process and writs in any such transferred cases; providing all things necessary and incidental to the main subject and purpose of this Act whether mentioned in detail in this caption or not; declaring the rule of construction in event any part or provision of this Act should be held unconstitutional or invalid for any reason; providing for the holding of any term of court in session at the time this Act takes effect; and declaring an emergency."

H. B. No. 89, A bill to be entitled "An Act to amend Articles 2922b, 2922h and 2292l of Chapter 9a, Revised Civil Statutes, 1925, so as to authorize the issuance and sale of bonds by trustees of rural high school districts and to authorize the assumption by rural high school districts of the bonded or other valid indebtedness of included common or independent school districts; authorizing the trustees of rural high school districts, when authorized by majority vote of the property taxpayers of such districts, to levy and collect an annual ad valorem tax not to exceed \$1.00 on the \$100 valuation of taxable property of the district for the maintenance of schools therein and a tax not to exceed 50 cents on the \$100 valuation of taxable property of the district for the purpose of the payment of accounts legally contracted in purchasing, constructing, repairing or equipping public free school buildings within the limit of such districts and the purchase of necessary sites therefor; provided, that the amount of maintenance tax together with the amount of bond tax of the district shall never exceed \$1.00 on the \$100 valuation of tax-

able property, and declaring an emergency."

H. B. No. 99, A bill to be entitled "An Act to provide for increasing or diminishing the area of an independent school district upon petition of qualified resident property tax paying voters; providing for the formation of new districts by the county board out of territory detached from independent districts; providing for increasing or diminishing the area of common school districts or abolishing common school districts by the county board upon petition of a majority of the qualified voters in the territory affected; removing the maximum limit on the area of an independent school district and validating all school districts heretofore created; providing for a method of securing a county board of school trustees in any county that fails to comply with the law in selecting such county board; providing for the adjustment of district properties and bonded indebtedness against such a just and equitable basis and repealing all laws, general or special, in conflict herewith, and declaring an emergency."

S. B. No. 60, A bill to be entitled "An Act to amend Article 3137 of Chapter 13 of Title 50, of the Revised Civil Statutes of Texas, adopted at the regular session of the 39th Legislature of said State in the year A. D. 1925."

S. B. No. 63, A bill to be entitled "An Act respecting the formation of a fresh water supply District, etc."

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 88, A bill to be entitled "An Act to create a court to be known as the County Court of Cameron County at Law; and declaring an emergency."

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House:

to inform the Senate that the House has passed the following bills:

S. B. No. 15, A bill to be entitled "An Act making an appropriation for the survey of the Davis Mountains State Park Highway in the Davis Mountains of Texas, to be a part of the system of State Highways and providing that State convicts may be utilized in the construction of said Highway, and declaring an emergency."

With amendment.

S. B. No. 44, A bill to be entitled "An Act making provision for the continuance of teachers' certificates for one year where the holder of same takes and passes four subjects or courses at a summer school of a State Teachers' College or any other institution rated as first class by the State Department of Education, and defining the meaning of courses for the purpose of this Act; etc., and declaring an emergency."

S. B. No. 46, A bill to be entitled "An Act to provide for an adequate system of vital statistics, and for the registration of all births and deaths in this State, and for the compiling and preservation of records for such purposes, etc., and declaring an emergency."

S. B. No. 62, A bill to be entitled "An Act amending Section 2, of Chapter 142 of the General and Special Laws of the Regular Session of the 40th Legislature so as to authorize the money therein appropriated to be used for the payment of debts of the Prison System already created in addition to the purposes for which said appropriation was made by the Act of the Regular Session of the 40th Legislature herein amended; and declaring an emergency."

S. B. No. 108, A bill to be entitled "An Act amending Chapter 217 of the General Laws of the Regular Session of the 40th Legislature, etc., so as to fix the compensation of grand jury bailiffs, etc., and declaring an emergency."

S. B. No. 118, A bill to be entitled "An Act repealing Article 2538, Revised Civil Statutes of 1925, providing for the investment of State funds in Government bonds; repealing Articles 2539, 2540, 2541, 2542, and

With amendments.

H. B. No. 145, A bill to be entitled "An Act to amend Article 7328 (7689) of the Revised Civil Statutes of 1925, which article relates to and provides for proceedings in tax suits

and the manner provided by law in ordinary foreclosure suits in the district courts of this State; and which amendment to said Article 7328 provides that sales contemplated in tax foreclosure suits shall be made in the manner prescribed for the sale of real estate under execution, and declaring an emergency."

H. B. No. 38, A bill to be entitled "An Act to amend Article 651, Title 8, Chapter 5, of the Code of Criminal Procedure of the State of Texas."

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 103, A bill to be entitled "An Act to promote the public welfare and protect the public health by enacting provisions of law designed to prevent the dumping or placing of trash, refuse, debris, garbage or the carcass or part of carcass of any dead animal within three hundred feet of any public road or highway in this State; prescribing penalties for violation of this Act; and enacting all things necessary and incidental to accomplish the purpose of this Act; and declaring an emergency."

With amendments.

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 96, A bill to be entitled "An Act to amend Chapter 79 of the General Laws of the Regular Session of the 40th Legislature entitled 'An Act to amend Article 1816, Chapter 1, Title 39, Revised Civil Statutes of 1925' and declaring an emergency."

S. B. No. 97, A bill to be entitled "An Act to amend Chapter 76 of the General Laws of the Regular Session of the 40th Legislature entitled 'An Act to amend Article 1738, Chapter 3, Title 37, Revised Civil Statutes of 1925,' and declaring an emergency."

H. B. No. 70, A bill to be entitled "An Act to amend Section 3, Chap-

ter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, Regular Session, by providing for the control of waters by any mechanical means; and to amend Section 4, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, by providing that the land composing water control and improvement districts may consist of separate bodies of land, separated by land not embraced in said districts; and to amend Section 4, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, by adding subsection 4a, which provides a discretionary preference on the part of directors of districts in allotting waters to various users; and to amend Section 19, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, by providing for action by commissioners courts upon hearing the petition of water control and improvement districts."

S. C. R. No. 6. Inviting business men from the North and East to visit the State of Texas.

The House concurs in Senate Amendments to House Bill No. 57 by a viva voce vote.

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 97, A bill to be entitled "An Act to expedite disposition of business in the district courts of this State; providing that such courts shall be continuously in session; that juries may be summoned when court is held at a time when no regular jury has been drawn and the necessity for a jury appears; that signing of the minutes shall not be construed as an adjournment of a term of court; that terms of court shall not be adjourned because of the failure of the judge to appear at the appointed time; that citations and other process now returnable to succeeding term of court shall be returnable within twenty days after the day of service, the day of service and of filing answer being excepted, and that citations issued from a district court shall be addressed to the sheriff or any constable in the State and may be served on the defendant where

found, provided if served out of the county that a certified copy of the pleading shall be attached; providing for default judgment if answer is not final; fixing a basis for computing time in perfecting and prosecuting appeal where now fixed from adjournment of court; fixing basis for computing time in perfecting record and filing time for impaneling grand jury where courts are to be in continuous session, providing for grand jury once impaneled to continue as grand jury of that county until another has been impaneled, providing for reassembling of grand jury, repealing conflicting laws, and declaring an emergency."

H. B. No. 98, A bill to be entitled "An Act prescribing what shall constitute the transcript in cases appealed to the Courts of Civil Appeals and repealing Articles 2278 to 2281, inclusive, of the Revised Civil Statutes of 1925, and all other conflicting laws."

Respectfully submitted,

M. LOUISE SNOW,
Chief Clerk, House of Representatives.

Simple Resolution No. 37.

Senator Moore sent up the following resolution:

Whereas, Senator Roy Hardin of Kaufman County, Texas, a former distinguished member of this Senate, is in the city,

Therefore, Be it resolved that he be accorded the privilege of the floor and be invited to address the Senate.

Wood, Moore, Bledsoe, McFarlane, Hall.

The resolution was read and adopted.

Simple Resolution No. 33.

Senator Pollard moved to reconsider the vote by which S. R. No. 33 was tabled.

The motion prevailed by the following vote:

Yeas—16.

Berkeley.	Neal.
Bledsoe.	Pollard.
Fairchild.	Reid.
Floyd.	Smith.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Moore.	Woodward.

Nays—10.

Bailey.	Holbrook.
Hall.	Miller.

Parr.
Real.
Russek.

Stuart.
Triplett.
Ward.

Absent.

Bowers.
Greer.
Hardin.

Price.
Wood.

Senator Miller moved to refer the resolution to the Committee on State Affairs.

Senator Moore moved the previous question.

The previous question was ordered.

The motion by Senator Miller was carried by the following vote:

Yeas—16.

Bailey.
Berkeley.
Bowers.
Hall.
Holbrook.
Miller.
Moore.
Parr.

Pollard.
Real.
Reid.
Russek.
Stuart.
Triplett.
Ward.
Westbrook.

Nays—7.

Bledsoe.
Fairchild.
Floyd.
Lewis.
Love.

McFarlane.
Neal.
Smith.
Wirtz.
Woodward.

Absent.

Greer.
Hardin.
Price.

Witt.
Wood.

Senate Bill No. 75.

On the motion of Senator Wood, the Senate refused to concur in the House amendments to Senate Bill No. 75, and requested a conference.

House Bills Referred.

After their captions were read, the Chair referred the following bills:

House Bill No. 21, read and referred to Committee on Highways and Motor Traffic.

House Bill No. 73, read and referred to Committee on Civil Jurisprudence.

House Bill No. 50, read and referred to Committee on Civil Jurisprudence.

House Bill No. 84, read and referred to Committee on Civil Jurisprudence.

House Bill No. 93, read and referred to Committee on Highways and Motor Traffic.

House Bill No. 95, read and referred to Committee on Criminal Jurisprudence.

House Bill No. 111, read and referred to Committee on Criminal Jurisprudence.

House Bill No. 144, read and referred to Committee on Criminal Jurisprudence.

House Bill No. 99, read and referred to Committee on Education.

House Bill No. 89, read and referred to Committee on Education.

House Bill No. 136, read and referred to Committee on State Affairs.

House Bill No. 38, read and referred to Committee on Criminal Jurisprudence.

House Bill No. 145, read and referred to Committee on State Affairs.

House Bill No. 140.

Senator Reid moved to take up the following bill:

H. B. No. 140, A bill to be entitled "An Act to confer authority upon the commissioners' court of any organized county that does not have a county board of trustees to appoint a county board of trustees to serve until the next election of school trustees, as provided for by law; defining the powers of county boards of trustees, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Reid, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 140 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.
Berkeley.
Bledsoe.
Bowers.
Fairchild.
Floyd.
Greer.
Hall.
Hardin.
Holbrook.
Lewis.
Love.
McFarlane.
Miller.
Moore.
Neal.

Parr.
Pollard.
Price.
Real.
Reid.
Russek.
Smith.
Stuart.
Triplett.
Ward.
Westbrook.
Wirtz.
Witt.
Wood.
Woodward.

The bill was read third time and passed finally, by the following vote:

Yeas—30.

Bailey.	Neal.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Smith.
Hardin.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Miller.	Wood.
Moore.	Woodward.

Absent.

Witt.

Senate Bill No. 7.

Senator Price sent up the following report on S. B. No. 7:

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Barry Miller, President of the Senate.

and

Hon. R. L. Bobbitt, Speaker of the House of Representatives.

Sirs: We, your free conference committee, appointed to adjust differences between the House and Senate, on Senate Bill No. 7, which relates to an appropriation for Rural State Aid for the public schools, beg to recommend that the bill hereto attached do pass in lieu of the bills passed by the House and Senate.

PRICE,
GREER,
LOVE.

On the part of the Senate.
WALLACE of Freestone,
YOUNG,
BARRON,
SMITH of Nueces,
BARNETT.

On the part of the House.

A BILL

To Be Entitled

An Act appropriating one million six hundred thousand (\$1,600,000.00) dollars per year or so much thereof as may be necessary for the next two fiscal years for the purpose of promoting rural school education and equalizing the school opportunities afforded by

the State to all children of scholastic age living in small and financially weak districts; authorizing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with conditions herein specified; providing certain prerequisites for the granting of such aid; providing for the maintenance of all rural schools which meet the requirements of this Act, a term not exceeding six months out of state and county school funds; providing aid for schools where extraordinary conditions prevent schools meeting all stated requirements; providing limited equipment for rural schools that will afford instruction and demonstration in home and farm vocations; providing assistance in the formation and maintenance of rural high school districts according to a countywide plan, and providing for the payment out of this appropriation of the consolidation bonus authorized by the Thirty-ninth Legislature, Senate Bill No. 408, General Laws of the State of Texas, to districts which were denied the benefits of said bonus; providing for the use of an amount not to exceed one hundred thousand (\$100,000.00) dollars for the payment each year of high school tuition of rural school pupils according to the provisions of Chapter 181, General Laws of the State of Texas, Fortieth Legislature, regular session; providing for the administration of the funds appropriated herein by the State Board of Education and the State Superintendent of Public Instruction; providing for the manner of payment and disbursement of all money granted under the provisions of this Act; repealing all laws and parts of laws in conflict herewith; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. For the purpose of promoting the public school interests of rural schools and equalizing the educational opportunities afforded by the state to all children of scholastic age living in small and financially weak school districts, there is hereby appropriated out of the general revenue one million six hundred thousand (\$1,600,000.00)

dollars, or such part thereof as may be necessary, for the school year ending August 31, 1928, and one million six hundred thousand (\$1,600,000.00) dollars, or such part thereof as may be necessary, for the school year ending August 31, 1929, to be used in accordance with the following provisions of this Act.

Sec. 2. State aid under the provisions of this Act may be distributed in such way to assist all schools of not more than 300 scholastic enrollment located in common or independent districts of not more than 400 scholastics to maintain the school solely out of State and County available funds for a term not to exceed six months; provided that if the school has sufficient funds from State and County available, together with its local maintenance tax, to maintain the desired term, not to exceed nine months, it shall not be eligible to receive state aid, the granting of such aid to be subject to the following conditions:

1. Each school receiving this aid shall be provided with a suitable school house, erected in accordance with the Texas School House Building Law, or meeting substantially the requirements thereof, which shall be well located on a plot of ground not less than one acre in extent, properly drained.

2. Each such school shall be provided with the necessary desks, seats and blackboards, with library, maps and charts, with such heating and ventilating equipment and such sanitary closets as are approved by the State Superintendent or his representative.

3. Teachers employed in state aid schools shall furnish to the State Superintendent satisfactory evidence of professional training and teaching ability.

4. No common or independent school district shall be eligible to receive aid unless it shall be providing for the annual support of its schools by voting and levying a local school tax of not less than seventy-five cents on the hundred dollars of property valuation, and provided further that the property valuation shall not be less than said property is valued for State and County purposes, and provided that the above requirements of a maintenance tax levy shall not apply to districts maintaining a school for Indians.

5. Each school receiving State aid under the provisions of this Act shall teach the common school subjects as prescribed by law, and shall follow the State course of study and shall be required to observe the school laws and rulings of the State Superintendent of Public Instruction and State Board of Education.

6. Under the provisions of this Act no one-teacher school, with an enrollment of more than twenty pupils, shall be eligible to receive aid, if said school offers work above the seventh grade, as outlined by the State course of study.

Sec. 3. Schools of not more than three hundred (300) and not less than twenty (20) scholastics located in districts of not more than 400 scholastic census enrollment, including transfers, complying with the foregoing conditions may send to the State Superintendent on blanks provided by the State Department of Education, a list of teachers employed in the school, showing the monthly salary, experience and training of each, together with an itemized statement of expected receipts and expenditures, the length of term, and such other information as may be required. The State Superintendent, with the approval of the State Board of Education, may then grant to the school such an amount of this fund, which, together with State and County available funds, may be necessary to maintain the school for a term not to exceed six months; provided that if the school has sufficient funds from State and County available, together with its local maintenance tax, to maintain the desired term not to exceed nine months, it shall not be eligible to receive State Aid.

It is hereby provided further that schools in sparsely settled counties, having less than 1400 scholastic population in the common school districts, may be exempted from the minimum restriction of 20 scholastics, provided that each district applying for aid votes and levies the limit of local support as provided in this bill.

Sec. 4. The maximum salaries to be paid out of State and County funds shall be according to a schedule approved by the State Board of Education. No part of the aid herein provided for shall be used for increasing the salary of any teacher,

but the funds provided for in this Act shall be used for the exclusive purpose of extending the length of the school term of the schools situated in the district receiving such aid. Any district violating any of the provisions of this Act shall forfeit all rights to such aid and be disqualified to receive aid of any nature under any section herein provided. Should any school, which would otherwise be eligible to receive funds under this Act, agree, promise, or contract with teachers to pay a larger salary, during the term provided out of State funds, than is to be paid during the remainder of the term out of local funds, then such school shall forfeit its right to receive aid.

Any county in this State that has a special equalization fund, derived from State and County available funds, shall receive from the appropriation herein provided a sum not to exceed twelve thousand five hundred (\$12,500.00) dollars for each year of the biennium to supplement the equalization fund thereof, subject to the approval of the State Board of Education.

Sec. 5. In deciding upon the amount of aid to be granted to districts under the provisions of this Act, the Superintendent of Public Instruction, with the approval of the State Board of Education, shall allot the money herein appropriated to schools upon the following basis: One teacher for any number of scholastics from 20 to 35 inclusive; two teachers for any number of scholastics from 36 to 65 inclusive; three teachers for any number from 66 to 95 inclusive; four teachers for any number from 96 to 125 inclusive; five teachers for any number from 126 to 155 inclusive; and at the same rate for additional teachers. The basis for calculation shall be the net scholastic enumeration of the district for the current year, which must include all transfers into the district, and from which shall be deducted all transfers from the district; provided that in unusual or extraordinary conditions of actual enrollment an adjustment as to the number of teachers may be made by the State Superintendent, with the approval of the State Board of Education.

Sec. 6. In case of extraordinary and unusual conditions where it can

be shown that its own resources are insufficient, the State Board of Education may arrange for the support of a rural school from State Aid Funds for a period of not exceeding six months, even though the school district be unable to comply with the foregoing conditions; provided, however, that the amount of the tax herein provided for must be levied and collected by said school district, and this requirement cannot be waived by the State Board of Education; and provided further that the amount granted in such case shall not exceed \$300.00.

Sec. 7. State Aid to the amount of not more than \$300.00 to any one school in a district which will provide equipment for proper instruction and demonstration in farm mechanics and carpentry, gardening and agriculture, home economics and sanitation, sewing, cooking and canning, according to plans furnished and approved by the State Department of Education, may be granted from the appropriation authorized by this Act. Each school in which such equipment has been placed by previous appropriations may receive \$100.00 for each year of this appropriation, provided the teacher employed is approved by the State Superintendent as competent for such instruction and a term report on the work done is made by the teacher in charge. It is expressly provided that the school district which applies for special aid under this section must be complying with the foregoing conditions as stated in Section 3 of this Act.

Sec. 8. It is hereby further provided that when a rural high school district is legally formed, either by action of the County Board of Education or by election of resident voters, containing not less than 40 square miles and not more than 700 scholastics of either white or colored population and providing a building and equipment, which shall meet the approval of the State Superintendent of Public Instruction, and employing three teachers, including the principal doing high school work exclusively, or such number of teachers as in the judgment of the State Superintendent of Public Instruction is needed and necessary, it may be granted out of the yearly appropriation of this Act the sum of five hundred (\$500.00) dollars

for each entire school district included in said grouping; provided such rural high school district is one unit in a countywide system of such high school districts mapped and planned for the entire county that has been approved by the State Superintendent of Public Instruction; provided that nothing herein shall prohibit any one such unit from receiving such aid as is provided herein on account of any other units in said County failing to comply with this Act or to put into effect the plans of the County Board of Education in mapping out said county.

Any consolidation effected during the biennium from September 1, 1925, to August 31, 1927, under the provisions of Chapter 113, Senate Bill No. 408, General Laws of the State of Texas, passed by the Thirty-ninth Legislature at its Regular Session 1925, which has been denied the benefits of the bonus of \$1,000.00 specified in said Act, upon proof of such consolidation shall receive said bonus out of the appropriation provided for in this Act.

Sec. 9. Rural high school districts, formed in accordance with Section 8 of this Act, and all consolidations heretofore formed under provisions of State aid Laws of 1923 and 1925, which make provisions for transportation of pupils to and from said schools at public expense, may be granted from this fund in addition to the amount provided in Section 8, a sum equal to one-half the cost of transportation, amount not to exceed \$300.00 for each auto truck required, provided contracts for such transportation have been approved by the State Superintendent.

Sec. 10. It is hereby expressly provided that an amount not to exceed one hundred thousand (\$100,000.00) dollars of the appropriation made herein may be used each year of the biennium for the payment of tuition of rural high school pupils according to the provisions of Chapter 181 of the General Laws of the Fortieth Legislature, Regular Session.

Sec. 11. Except as authorized in Sections 7, 8, and 9, no district shall receive more than one thousand (\$1,000.00) dollars in any one year under the provisions of this Act.

Sec. 12. Duties of the State Superintendent of Public Instruction.

—It shall be the duty of the State Superintendent, and he is hereby authorized, to take such action and to make such rules and regulations not inconsistent with the terms of this Act, as, in his opinion, may be necessary to carry out the provisions and intentions of this Act and for the best interests of the schools for whose benefit the funds are appropriated. It shall be the duty of the State Superintendent to send one of the rural school supervisors, hereby authorized, who shall make a thorough investigation in person of the grounds, buildings, equipment, teaching force, and financial condition of each school applying for aid under the provisions of this Act, and aid shall not be granted unless it can be shown that all provisions of this Act and regulations made by the State Superintendent have been complied with, and that such amount of aid is actually needed.

Sec. 13. Warrants and Reports. —Warrants for all money granted under the provisions of this Act shall be transmitted by the State Superintendent of Public Instruction to treasurers or depositories of school districts to which State aid is granted in the same manner as warrants for state apportionment are now transmitted, and it shall be the duty of all treasurers or depositories to make annually itemized reports under oath to the State Superintendent of Public Instruction of the expenditures of all money granted under the provisions of this Act.

Sec. 14. Apportionment Privileges.—Rural schools accepting the provisions of this Act shall be entitled to share in the distribution of State and County available school funds, and in all other school funds in the same manner, as all other school districts; and in case high school grades are maintained, the community shall still be entitled to participate in the distribution of any State aid that may be extended by the Legislature of Texas for vocational or industrial purposes to high schools of the State.

Sec. 15. The fact that many schools in rural districts are in need of aid, and that public policy requires that proper provisions be made for the maintenance and support of our schools with as little delay as possible, and the further fact that considerable time is required in

preparation for carrying out the terms of this Act before the schools can take advantage of the provisions stated herein, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and this Act take effect and be in force from and after its passage, and it is so enacted.

The report was read.

Senator Price moved that the Senate adopt the conference report.

Senator Moore moved as a substitute that the Senate do not adopt the conference report and ask for the appointment of a new conference committee.

The previous question was ordered on the motion to adopt the report, and the substitute to ask for further conference.

The substitute motion was adopted, by the following vote:

Yeas—19.

Bailey.	Parr.
Berkeley.	Real.
Bledsoe.	Reid.
Fairchild.	Russek.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Wirtz.
Lewis.	Witt.
Miller.	Wood.
Moore.	

Nays—12.

Bowers.	Pollard.
Floyd.	Price.
Greer.	Smith.
Love.	Ward.
McFarlane.	Westbrook.
Neal.	Woodward.

House Bill No. 102.

Senator Bailey moved to take up out of its order, the following bill:

H. B. No. 102, A bill to be entitled "An Act to authorize a fifty year lease to be issued to the town of Aransas Pass in Aransas and San Patricio counties Ransom Island and its said flats extension to the northeast and its sand flats extension to the southwest in Red Fish Bay situated in Nueces county, and that shallow portion of said bay between said island and its extension and the mainland; authorizing the said town to improve or have said area improved for public park purposes and to police said area, reserving to the

State all minerals, and the right to sell any and all shell; providing for forfeiture for failure to maintain in and keep said area open to the public, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 102 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

Senate Bill No. 88.

On the motion of Senator Parr, the Senate concurred in the House amendments to S. B. No. 88, by the following vote:

Yeas—31.

Bailey.	Bowers.
Berkeley.	Fairchild.
Bledsoe.	Floyd.

Greer.	Real.
Hall.	Reid.
Hardin.	Russek.
Holbrook.	Smith.
Lewis.	Stuart.
Love.	Triplett.
McFarlane.	Ward.
Miller.	Westbrook.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Wood.
Pollard.	Woodward.
Price.	

Senate Bill No. 118.

On the motion of Senator Holbrook, the Senate concurred in the House amendment to S. B. No. 118.

Senate Bill No. 15.

On the motion of Senator Love, the Senate concurred in the House amendment to S. B. No. 15.

Senate Bill No. 50.

The Chair laid before the Senate on third reading, the following bill:

S. B. No. 50, A bill to be entitled "An Act to provide for the collection of delinquent taxes in independent school districts where the local ad valorem tax is assessed and collected locally by or under the direction of the Trustees of such district, and to repeal all laws and parts of laws in conflict herewith."

The bill was read third time and finally passed.

Senate Bill No. 41.

Senator Wood called from the table the following bill:

S. B. No. 41, A bill to be entitled "An Act granting authority for the sale of personal and real property belonging to the Prison System; enacting necessary provisions in reference to the terms and conditions of such sales; granting authority for the purchase of lands and appurtenances for the State Prison System and enacting necessary provisions relative and incident to same, etc., and declaring an emergency."

House Bill No. 61.

The Chair laid before the Senate on the same subject as S. B. No. 41, the following bill:

H. B. No. 61, A bill to be entitled "An Act granting authority for the sale of personal and real property be-

longing to the Texas Prison System; enacting necessary provisions in reference to the terms and conditions of such sales; granting authority for the purchase of land and appurtenances thereunto belonging necessary for the State Prison System, and enacting necessary provisions relative and incident to the same and declaring an emergency."

The bill was read second time.

Conference Committee on Senate Bill No. 75.

The Chair announced the following conference committee on S. B. No. 75:

Wood, Hall, Witt, Floyd, Moore.

Recess.

On the motion of Senator Wood, the Senate, at 12:00 m. recessed until this afternoon at 2:00 o'clock p. m.

After Recess.

The Senate was called to order at 2:00 p. m. by Lieutenant Governor Barry Miller pursuant to recess.

S. C. R. No. 7.

Senator Holbrook sent up the following resolution:

Whereas, Texas in her mighty stride for leadership among the states of this union has begun to realize that proper and correct advertising is the key that will eventually unlock the chest which holds her golden opportunities, and

Whereas, There is now in the making a pilgrimage which is to be participated in by her business and professional men, which will redound to the benefit and glory of not only this generation of her imperial citizenship, but which will stamp her children and her childrens' children with lines of immortality.

Now, Therefore, Be it resolved by the Senate of the Lone Star State, the House concurring, that this effort on the part of our great leaders who are sponsoring this movement, be applauded by the Senate and House as an act of distinguished patriotism.

We especially commend the citizens sponsoring this trip for their unselfish service to the State in conceiving such a movement, and for their untiring efforts in putting it

into execution. It is peculiarly fitting that such a journey should be made at this time. The movement denotes a fine conception of the importance of the section which our State represents and imbues it with the idea that the sons of the old south are about to break the shackles of commercial thralldom and emerge forth as real gladiators in the fields of an endless and pleasing progress.

The great distance to be travelled, the many cities to be visited, and the short time encompassed, is some indication of the unconquerable spirit and the high motives of those who are to venture forth upon the expedition.

It is pleasing to the Senate and House to observe that speakers will be selected representing the various industries of the State, who will be able to repeat with telling effect the great possibilities for developing our resources.

Be it further resolved, That the Legislature of Texas through these traveling representatives extend to the business men of the North and East an earnest invitation to visit this great State and investigate for themselves its marvelous resources and unlimited possibilities, with the hope that new interests and new industries will be the ultimate result of the proposed pilgrimage.

The resolution was read and adopted.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 79.	S. B. No. 116.
S. B. No. 102.	S. B. No. 108.
S. B. No. 73.	S. B. No. 121.
S. B. No. 62.	S. B. No. 110.
S. B. No. 46.	S. B. No. 88.
S. B. No. 60.	S. B. No. 82.
S. B. No. 85.	S. B. No. 63.
S. B. No. 80.	S. B. No. 44.
S. B. No. 81.	

House Bills Referred.

After their captions had been read, the Chair referred the following bills:

House Bill No. 97, read and referred to Committee on Civil Jurisprudence.

House Bill No. 98, read and referred to Committee on Civil Jurisprudence.

House Bill No. 70, read and referred to Committee on Mining, Irrigation and Drainage.

Message From the Governor.

The Chair recognized the doorkeeper, who introduced a messenger from the Governor, with the following Executive Message:

Executive Department,
Austin, Texas,
June 3, 1927.

To the Senate of the State of Texas.

Gentlemen: During the Regular Session of the Fortieth Legislature, I appointed Honorable D. L. Giddings to be one of the Commissioners of Washington Park. Mr. Giddings advises that he is unable to serve in this capacity, and I submit for your confirmation the name of Mrs. Bus Bracher of Brenham, Texas, for this position on the Commission.

Respectfully submitted,

DAN MOODY,
Governor of Texas.

The message was read and referred to the Committee on Governor's nominations.

Message From the House.

The Chair recognized the doorkeeper, who introduced a messenger from the House, with the following message:

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 81, A bill to be entitled "An Act amending Section 3, Chapter 16, General Laws passed by the Thirty-ninth Legislature, at its First Called Session, by adding thereto Section 3a, providing that any road district, a portion of which is proposed to be incorporated into a new road district, should embrace the whole or any part of any levee improvement district," etc.

H. B. No. 147, A bill to be entitled "An Act providing for the validation of all water control and improvement districts organized under Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Reg-

ular Session, and amendments thereto, and the proceedings had in the organization of such districts, and bonds issued thereby, and taxes levied in payment thereof, and declaring an emergency."

S. B. No. 68, A bill to be entitled "An Act to authorize incorporated cities, towns, and villages incorporated under either general or special law, including those under a special charter or amendment of charter adopted pursuant to the Home Rule provisions of the constitution to cause to be improved, streets, avenues, alleys, highways, boulevards, drives, public places, squares, etc., and declaring an emergency."

With amendments.

S. B. No. 78, A bill to be entitled "An Act amending Article 2350 of the Revised Civil Statutes of 1925 as amended by Chapter 290 of the General and Special Laws of the Regular Session of the 40th Legislature so as to correct an error as made by the 40th Legislature in reference to the salary of county commissioners in counties having an assessed valuation of less than \$6,500,000.00, and making certain other changes in said Article 2350 in reference to the compensation of county commissioners; and declaring an emergency."

Respectfully submitted,

M. LOUISE SNOW,

Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 92, A bill to be entitled "An Act to amend Article 7150 Revised Civil Statutes of Texas, 1925, providing for the exemption of certain property from taxation, by adding thereto another section, No. 1a."

H. B. No. 118, A bill to be entitled "An Act providing for a rural school supervisor in lieu of the teachers' institute as required under Article 2691, and providing for the payment of the salary and office expenses of said rural school supervisor, in counties having a population of 36,750 to 37,550, according to the Federal census of 1920, and a scholastic population of at least 9000 as shown by the scholastic census report for

the school year of 1926-1927, and declaring an emergency."

H. B. No. 130, A bill to be entitled "An Act to ratify and adopt in principle the Canadian River compact between the States of New Mexico, Texas and Oklahoma, executed on the 31st day of December, 1926, by the commissioners of said States, which ratification and adoption is made subject to certain conditions; making an appropriation of \$30,000 to enable the investigation provided for, and declaring an emergency."

S. B. No. 42, A bill to be entitled "An Act relating to free textbooks for the public free schools of this State; amending Sections 30, 31, 33, 34 and 39, and repealing Sections 40 and 41, of Chapter 176 of the General Laws of the Regular Session of the Thirty-ninth Legislature of this State; providing for the setting aside of funds for free textbooks used in the public free schools of this State; etc., and declaring an emergency."

Failed to pass to third reading.

Respectfully submitted,

M. LOUISE SNOW,

Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to grant the request of the Senate for the appointment of a new Free Conference Committee on S. B. No. 7.

The House grants the request of the Senate for a Free Conference on S. B. No. 75, and the following committee is appointed on the part of the House:

Stout, Powell, Johnson of Anderson, Storey, Minor.

Respectfully submitted,

M. LOUISE SNOW,

Chief Clerk, House of Representatives.

House Bills Read and Referred.

After their captions were read, the Chair referred the following bills:

House Bill No. 81, read and referred to Committee on State Affairs.

House Bill No. 147, read and referred to Committee on Mining, Irrigation and Drainage.

House Bill No. 30, read and re-

ferred to Committee on State Affairs.

House Bill No. 92, read and referred to Committee on Civil Jurisprudence.

House Bill No. 118, read and referred to Committee on Education.

House Bill No. 61.

The question recurred upon the engrossment of H. B. No. 61.

Senator Fairchild moved the previous question upon the bill.

The Senate refused to order the previous question by the following vote:

Yeas—13.

Bailey.	Miller.
Fairchild.	Parr.
Hall.	Russek.
Hardin.	Stuart.
Holbrook.	Ward.
Lewis.	Wirtz.
McFarlane.	

Nays—17.

Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Floyd.	Smith.
Greer.	Triplett.
Love.	Westbrook.
Moore.	Witt.
Neal.	Wood.
Pollard.	

Absent.

Woodward.

Senator Wood sent up the following amendment:

Amend H. B. No. 61, by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. The State Prison Board shall have authority to sell any and all personal property belonging to the State Prison System; and, with the consent of the Governor, shall have authority to sell any and all real property belonging to the State Prison System which the Board considers undesirable for the operation of the system. The Board shall also have authority, with the consent of the Governor, to make oil and mineral leases on real estate belonging to the prison system. In any sale of real estate belonging to said prison system, the Prison Board shall not convey the full fee simple title therein, but shall retain for the use and benefit of the Prison System not

less than an undivided one-half of the whole of the mineral estate in said real estate and said Board shall have the right to contract with relation to the portion of said mineral estate retained. In any lease covering or conveying the mineral estate in any real property belonging to said prison system the Texas Prison Board shall retain a royalty of not less than one-eighth of its interest in said mineral estate. The proceeds of the sale of any property so sold and conveyed by the Texas Prison Board shall be paid into the State Treasury and placed to the credit of the general revenue fund of this State.

Sec., 2. The fact that the State Prison System is undergoing reorganization in its management, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended and that this Act take effect and be in force from and after its passage, and it is so enacted."

The amendment was read.

The Senate refused to order the previous question upon the amendment and the bill by the following vote:

Yeas—14.

Bailey.	Price.
Bledsoe.	Real.
Hall.	Smith.
Hardin.	Triplett.
Love.	Westbrook.
Moore.	Wirtz.
Pollard.	Witt.

Nays—16.

Berkeley.	Miller.
Bowers.	Neal.
Fairchild.	Parr.
Floyd.	Reid.
Greer.	Russek.
Holbrook.	Stuart.
Lewis.	Ward.
McFarlane.	Wood.

Absent.

Woodward.

Senator Price moved the previous question on the amendment and the bill.

The previous question was ordered by the following vote:

Yeas—18.

Bailey.	Price.
Berkeley.	Real.
Bledsoe.	Smith.
Floyd.	Triplett.
Greer.	Westbrook.
Hall.	Wirtz.
Love.	Witt.
Moore.	Wood.
Pollard.	Woodward.

Nays—12.

Bowers.	Neal.
Fairchild.	Parr.
Holbrook.	Reid.
Lewis.	Russek.
McFarlane.	Stuart.
Miller.	Ward.

Absent.

Hardin.

Senator Wood moved to lay the bill on the table subject to call.

The motion prevailed.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. C. R. No. 7.	S. B. No. 15.
H. B. No. 96.	S. B. No. 118.
S. B. No. 78.	

Senate Bill No. 7.

Senator Reid moved to reconsider the vote by which the Senate refused to adopt the conference report on S. B. No. 7.

House Bill No. 7.

Senator Wood sent up the following Free Conference Committee Report:

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Hon. R. L. Bobbitt, Speaker of the House of Representatives.

Sirs: We, your Conference Committee appointed to consider the differences between the House and Senate on

H. B. No. 7, A bill to be entitled "An Act making an appropriation for the year beginning September 1, 1928, and ending August 31, 1929, to supplement the State's available

school fund, and to be distributed in the same manner as that fund is distributed under the laws of this State; and declaring an emergency."

Have had the same under consideration, have adjusted the differences, and recommend the passage of the following Substitute Bill:

By Young, et al. H. B. No. 7.

A BILL

To Be Entitled

An Act making an appropriation for the year beginning September 1, 1928, and ending August 31st, 1929, to supplement the State's Available School Fund, and to be distributed in the same manner as that fund is distributed under the laws of this State; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. For the purpose of promoting and aiding all the public schools of this State, there is hereby appropriated out of the General Revenue Fund in the State Treasury, the sum of one million, five hundred thousand (\$1,500,000.00) dollars, for the year beginning September 1st, 1928, and ending August 31st, 1929, the same to be added to the State's Available School Fund, and shall be distributed in accordance with the provisions of the laws of this State governing and relating to the distribution and apportionment of the State's Available School Fund.

Sec. 2. The fact that the schools of this State will require the additional funds as appropriated in this Act, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

YOUNG,
CONWAY,
WALLACE of Freestone,
HIGH.

On the part of the House.
WOOD,
LEWIS,
WIRTZ,
WITT.

On the part of the Senate.
The report was read and adopted.

Senate Bill No. 68.

On motion of Senator Love, the Senate voted to concur in the House amendments to S. B. No. 68.

Senate Bill No. 103.

On motion of Senator Love, the Senate voted to concur in the House amendments to S. B. No. 103.

House Bill No. 120.

Senator Bailey received unanimous consent to take up, out of its regular order the following bill:

H. B. No. 120, A bill to be entitled "An Act to provide better protection for fish in the fresh waters of Jackson county, by making it unlawful to use nets or seines in any of the fresh water streams, lakes, bayous or lagoons in Jackson county, and declaring an emergency."

On motion of Senator Bailey, the rule requiring committee reports to lie over one day was suspended, and the bill was placed on second reading.

The committee report was adopted.

Senator Bailey sent up the following amendment:

Amend House Bill No. 120 by inserting after the words "trot line" in the fourth line of Section 1 the following: "flounder gig and light"

The amendment was read and adopted.

The bill as amended was passed to third reading.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 120 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 74.

Senator Smith received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 74, A bill to be entitled "An Act amending Article 416, Chapter of the Penal Code of 1925, relating to the drawing of juries; defining the duties of certain officers in connection therewith, and providing a penalty for the failure to perform such duties."

The bill was read second time, committee report adopted, and the bill was passed to third reading.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 74 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 75.

Senator Smith received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 75, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925 relating to the selection of jurors for service in the district and county courts, so as to make said article apply in any county having a city of as many as 20,000 population, or cities containing an aggregate population of as many as 20,000, as shown by the preceding Federal census, and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to third reading.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 75 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 108.

Senator Smith received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 108, A bill to be entitled "An Act validating the consolidation proceedings consolidating Rotan Independent School District and Cross Roads Common School District No. 29 of Fisher county and Hackberry Common School District No. 30 of Fisher county and a portion of Avelon Common School District No. 3 of Fisher county, including petitions, orders, notices, elections, orders declaring result of elections, and describing the boundaries of such consolidated district; expressly retaining in force Chapter 77, Local and Special Laws enacted by the Thirty-ninth Legislature at its Regular Session, in 1925, except to recognize that the boundaries have been extended by consolidation proceedings; validating election and election proceedings held on or about August 26, 1926, in such consolidated district, authorizing the issuance of \$15,000 schoolhouse bonds and levying a tax in payment thereof, including the petition, orders, notices, election, and election returns, and authorizing the board of trustees to complete the issuance and sale of such bonds, and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to third reading.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was

suspended and H. B. No. 108 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 100.

Senator Parr received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 100, A bill to be entitled "An Act to amend Article 2547, Chapter 2, Title 47, Revised Civil Statutes of 1925, and amendments thereto, which article provides for the execution of bonds for securing county deposits; providing for the manner in which such deposits may be secured and the amount of such bonds; repealing all laws and parts of laws in conflict herewith, particularly Chapter 129 of the General Laws of the Regular Session of the Fortieth Legislature, and declaring an emergency."

The bill was read second time.

The committee report carrying amendments was adopted, and the bill was passed to third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 100 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 19.

Senator Wood received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 19, A bill to be entitled "An Act to create a more efficient road system for San Saba County, Texas, and making the commissioners of said county ex-officio road commissioners in their respective precincts and prescribing their duties as such, and providing for the compensation of road commissioners, defining the duties of the commissioners' court with reference to roads

and bridges; providing for the appointment of overseers and defining their duties, and providing for compensation for certain labors; giving persons subject to road duty in San Saba County and persons summoned to work on the public roads of said county the right to be relieved from the discharge of such duty upon the payment of specific sums of money herein stipulated; and providing for the accounting for and the disposition to be made of the money so paid; limiting the purpose for which road and bridge funds shall be used; authorizing and providing for the working of county convicts upon the public roads, and providing for the payment of officers' fees; providing that delinquent poll tax payers shall be subject to three days' road duty; requiring the tax collector of San Saba County to furnish to the commissioners' court a list of all persons who fail to pay their poll tax; providing for the condemnation of any land needed for the widening, straightening, changing or draining of public roads; providing for the taking of timber, gravel, earth, stone or other material for the making or improving of public roads and bridges; requiring certain road and bridge work to be done by contract; authorizing and empowering the said San Saba County to issue bonds for the construction and maintenance of public roads and bridges within said county, and to provide for a tax to create a sinking fund to pay the same; providing that the Act shall control in San Saba County in all cases wherein it differs from or is inconsistent and conflicts with the general law on the subject of roads and bridges, and declaring an emergency."

The bill was read second time, the committee report was adopted, and the bill was placed on its third reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 19 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Floyd.
Berkeley.	Greer.
Bledsoe.	Hall.
Bowers.	Hardin.
Fairchild.	Holbrook.

Lewis.	Russek.
Love.	Smith.
McFarlane	Stuart.
Miller.	Triplett.
Moore.	Ward.
Neal.	Westbrook.
Parr.	Wirtz.
Pollard.	Witt.
Price.	Wood.
Real.	Woodward.
Reid.	

The bill was read third time and passed finally.

House Bill No. 64.

Senator Wirtz received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 64, A bill to be entitled "An Act providing for the redemption of land sold under decree of court for taxes levied by the State or by any county, and providing that the redemption of land so sold may be had within two years from the date of such sale and providing the terms, conditions, and penalties incident thereto; and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Wirtz, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 64 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Bledsoe.
Berkeley.	Bowers.

Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Russek.
Hardin.	Smith.
Holbrook.	Stuart.
Lewis.	Triplett.
Love.	Ward.
McFarlane	Westbrook.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Parr.	Woodward.
Pollard.	

House Bill No. 59.

Senator Wirtz received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 59, A bill to be entitled "An Act to amend Section 1 of Chapter 20 of the General Laws of the Fortieth Legislature by making its provisions more certain; and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Wirtz, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 59 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Hall.
Berkeley.	Hardin.
Bledsoe.	Holbrook.
Bowers.	Lewis.
Fairchild.	Love.
Floyd.	McFarlane
Greer.	Miller.

Moore.	Stuart.
Neal.	Triplett.
Parr.	Ward.
Pollard.	Westbrook.
Price.	Wirtz.
Real.	Witt.
Reid.	Wood.
Russek.	Woodward.
Smith.	

House Bill No. 76.

Senator Berkeley received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 76, A bill to be entitled "An Act authorizing the employment of a skilled appraiser for each county to which an unorganized county is attached for judicial purposes to appraise property in such unorganized counties; making appropriation therefor; prescribing the duties of the appraiser; imposing additional duties upon the commissioners' courts, and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Berkeley, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 76 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Hall.
Berkeley.	Hardin.
Bledsoe.	Holbrook.
Bowers.	Lewis.
Fairchild.	Love.
Floyd.	McFarlane
Greer.	Miller.

Moore.	Stuart.
Neal.	Triplett.
Parr.	Ward.
Pollard.	Westbrook.
Price.	Wirtz.
Real.	Witt.
Reid.	Wood.
Russek.	Woodward.
Smith.	

House Bill No. 86.

Senator Lewis received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 86, A bill to be entitled "An Act creating a more efficient road system for Polk County, Texas; vesting the commissioners' court with authority to lay out, drain, repair and maintain such system of roads, and make contracts therefor; purchase teams, tools and machinery therefor; to make payment therefor; giving said Court authority to procure and occupy lands and make payment therefor; providing for the acquisition of road building materials and make payment therefor; providing for compensation to be paid to the County Commissioners in Connection with their official duties; providing that the County Commissioners shall be ex-officio Road Commissioners of their respective precincts; providing that able-bodied men between the ages of twenty-one and forty-five years shall be liable for road duty and shall pay road tax each year therefor, and providing for the assessment and collection thereof; making it a misdemeanor to fail or refuse to pay such road tax, and fixing a penalty therefor; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 86 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Greer.
Berkeley.	Hall.
Bledsoe.	Hardin.
Bowers.	Holbrook.
Fairchild.	Lewis.
Floyd.	Love.

McFarlane	Smith.
Miller.	Stuart.
Moore.	Triplett.
Neal.	Ward.
Parr.	Westbrook.
Pollard.	Wirtz.
Price.	Witt.
Real.	Wood.
Reid.	Woodward.
Russek.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 117.

Senator Lewis received unanimous consent to take up, out of its regular order, the following bill:

H. B. No. 117, A bill to be entitled "An Act to amend Article 2355 of the Revised Civil Statutes of the State of Texas, as adopted in 1925, so as to provide for filling vacancies in the office of county superintendent of public instruction."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 117 was put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Lewis.
Berkeley.	Love.
Bledsoe.	McFarlane
Bowers.	Miller.
Fairchild.	Moore.
Floyd.	Neal.
Greer.	Parr.
Hall.	Pollard.
Hardin.	Price.
Holbrook.	Real.

Reld.	Westbrook.
Russek.	Wirtz.
Smith.	Witt.
Stuart.	Wood.
Triplett.	Woodward.
Ward.	

The bill was read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reld.
Floyd.	Russek.
Greer.	Smith.
Hall.	Stuart.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Wood.
Moore.	Woodward.
Neal.	

House Bill No. 70.

On motion of Senator Bailey, H. B. No. 70 was laid on the table subject to call.

Recess.

On motion of Senator Bowers, the Senate, at 6:20 o'clock p. m., recessed until 8 o'clock p. m.

After Recess.

The Senate was called to order by Lieutenant Governor Barry Miller at 8:00 p. m. pursuant to recess.

House Bill No. 145.

Senator Parr moved to take up, out of its order, the following bill:

H. B. No. 145, A bill to be entitled "An Act to amend Article 7328 (7689) of the Revised Civil Statutes of 1925, which article relates to and provides for proceedings in tax suits and the manner provided by law in ordinary foreclosure suits in the district courts of this State; and which amendment to said Article 7328 provides that sales contemplated in tax foreclosure suits shall be made in the manner prescribed for the sale of real estate under execution, and declaring an emergency."

On motion of Senator Parr, the

constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 125 was put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reld.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Wood.
McFarlane.	Woodward.
Miller.	

Absent.

Russek.	Stuart.
Smith.	Witt.

The bill was read second time, the Senate rule was suspended and the committee report was adopted.

The bill was passed to third reading.

On motion of Senator Parr, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 145 was put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reld.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Wood.
McFarlane.	Woodward.
Miller.	

Absent.

Russek.	Stuart.
Smith.	Witt.

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Berkeley.	Bowers.
Bledsoe.	Fairchild.

Floyd.	Parr.
Greer.	Pollard.
Hall.	Price.
Hardin.	Real.
Holbrook.	Reid.
Lewis.	Triplett.
Love.	Ward.
McFarlane.	Westbrook.
Miller.	Wirtz.
Moore.	Wood.
Neal.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

House Bill No. 81.

Senator Moore moved to take up, out of its order, the following bill:

H. B. No. 81, A bill to be entitled "An Act amending Section 3, Chapter 16, General Laws passed by the Thirty-ninth Legislature, at its First Called Session, by adding thereto Section 3a, providing that any road district, a portion of which is proposed to be incorporated into a new road district, should embrace the whole or any part of any levee improvement district," etc.

On motion of Senator Moore, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 81 was put on its second reading, by the following vote:

Yeas—26.

Berkeley.	Moore.
Bledsoe.	Neal.
Bowers.	Parr.
Fairchild.	Pollard.
Floyd.	Price.
Greer.	Real.
Hall.	Reid.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Moore, the constitutional rule requiring bills to be read on three several days was

suspended and H. B. No. 81 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Moore.
Bledsoe.	Neal.
Bowers.	Parr.
Fairchild.	Pollard.
Floyd.	Price.
Greer.	Real.
Hall.	Reid.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Berkeley.	Moore.
Bledsoe.	Neal.
Bowers.	Parr.
Fairchild.	Pollard.
Floyd.	Price.
Greer.	Real.
Hall.	Reid.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

House Bill No. 89.

Senator Witt moved to take up, out of its order, the following bill:

H. B. No. 89, A bill to be entitled "An Act to amend Articles 2922b, 2922h and 22911 of Chapter 9a, Revised Civil Statutes, 1925, so as to authorize the issuance and sale of bonds by trustees of rural high school districts, and to authorize the assumption by rural high school districts of the bonded or other valid indebtedness of included common or independent school districts; authorizing the trustees of rural high

school districts, when authorized by majority vote of the property taxpayers of such districts, to levy and collect an annual ad valorem tax not to exceed \$1.00 on the \$100 valuation of taxable property of the district for the maintenance of schools therein and a tax not to exceed 50 cents on the \$100 valuation of taxable property of the district for the purpose of the payment of accounts legally contracted in purchasing, constructing, repairing or equipping public free school buildings within the limit of such districts and the purchase of necessary sites therefor; provided, that the amount of maintenance tax together with the amount of bond tax of the district shall never exceed \$1.00 on the \$100 valuation of taxable property, and declaring an emergency."

On motion of Senator Witt, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 99 was put on its second reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Moore.
Bledsoe.	Neal.
Bowers.	Parr.
Fairchild.	Pollard.
Floyd.	Price.
Greer.	Real.
Hall.	Reid.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

The bill was read second time, the Senate rule was suspended, and the committee report was adopted.

The bill was passed to third reading.

On motion of Senator Witt, the constitutional rule requiring bills to be read on three several days was suspended, and H. B. No. 99 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Bowers.
Bledsoe.	Fairchild.

Floyd.	Parr.
Greer.	Pollard.
Hall.	Price.
Hardin.	Real.
Holbrook.	Reid.
Lewis.	Triplett.
Love.	Ward.
McFarlane.	Westbrook.
Miller.	Wirtz.
Moore.	Wood.
Neal.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

The bill was read third time and passed finally, by the following vote:

Yeas—26.

Berkeley.	Moore.
Bledsoe.	Neal.
Bowers.	Parr.
Fairchild.	Pollard.
Floyd.	Price.
Greer.	Real.
Hall.	Reid.
Hardin.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Wirtz.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

House Bill No. 143.

Senator Bowers moved to take up, out of its order, the following bill:

H. B. No. 143, A bill to be entitled "An Act amending Chapter 42, Local and Special Laws, Regular Session of the Thirty-seventh Legislature of the State of Texas entitled 'An Act to create a more efficient and better road system for Brazos county, Texas,' etc., and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Bowers, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 143 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.	Bowers.
Bledsoe.	Fairchild.

Floyd.	Parr.
Greer.	Pollard.
Hall.	Price.
Hardin.	Real.
Holbrook.	Reid.
Lewis.	Triplett.
Love.	Ward.
McFarlane.	Westbrook.
Miller.	Wirtz.
Moore.	Wood.
Neal.	Woodward.

Absent.

Bailey.	Stuart.
Russek.	Witt.
Smith.	

The bill was read third time and passed finally, by the following vote:

Yeas—27.

Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.
Moore.	

Absent.

Bailey.	Smith.
Russek.	Stuart.

House Bill No. 87.

Senator Woodward took up, out of its order, the following bill:

H. B. No. 87, A bill to be entitled "An Act amending Article 1434 of the Penal Code by providing for the transfer of the certified copy of the tax collector's receipt issuing a general dealer's distinguishing number in lieu of the tax collector's receipt for the license fee issued for the current year."

The bill was read second time and passed to engrossment.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 87 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Bledsoe.
Berkeley.	Bowers.

Fairchild.	Parr.
Floyd.	Pollard.
Greer.	Price.
Hall.	Real.
Hardin.	Reid.
Holbrook.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Wood.
Neal.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

House Bill No. 99.

Senator Pollard moved to take up, out of its order, the following bill:

H. B. No. 99, A bill to be entitled "An Act to provide for increasing or diminishing the area of an Independent School District upon petition of qualified resident property taxpaying voters; providing for the formation of new districts by the County Board out of territory detached from Independent Districts; providing for increasing or diminishing the area of Common School Districts or abolishing Common School Districts by the County Board upon a vote of a majority of the qualified voters in the district affected; removing the maximum limit on the area of an Independent School District and validating all school districts heretofore created; providing for the manner of electing County

Trustees; providing for the establishment or consolidation of County Line School Districts; providing for the adjustment of district properties and bonded indebtedness against such a just and equitable basis and repealing all laws, general or special, in conflict herewith, and declaring an emergency."

On motion of Senator Pollard, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 99 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read second time.

The Senate rule was suspended, and the committee report was adopted.

Senator Pollard sent up the following amendment:

Amend H. B. No. 99, Section 2, by adding after the words "independent district" wherever they occur the words "or common school districts".

The amendment was read and adopted.

Senator Pollard sent up the following amendment:

Amend H. B. No. 99 by adding a new sentence at the end of Section 1, as follows:

Provided, however, that no consolidation or annexation can be had or effected unless and until each district affected shall, by a majority of the votes cast in said district, vote in favor of such annexation or consolidation.

Fairchild, Holbrook, Pollard, McFarlane.

The amendment was read and adopted.

Senator Wirtz sent up the following amendment:

Amend H. B. No. 99, Sec. 5, line two, by adding a comma after the word "District", and inserting the following:

"or one or more common school districts formerly constituting an Independent School District".

The amendment was read and adopted.

The bill was passed to third reading.

On motion of Senator Pollard, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 99 was put on its third reading and final passage, by the following vote:

Yeas—22.

Berkeley.	Pollard.
Fairchild.	Price.
Greer.	Real.
Hall.	Reid.
Lewis.	Triplett.
Love.	Ward.
McFarlane.	Westbrook.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Parr.	Woodward.

Nays—1.

Bailey.

Present—Not Voting.

Floyd.	Holbrook.
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Absent.

Bledsoe.	Russek.
Bowers.	Smith.
Hardin.	Stuart.

The bill was read third time and passed finally, by the following vote:

Yeas—21.

Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Greer.	Real.
Hall.	Reid.
Holbrook.	Triplett.
Lewis.	Ward.
Love.	Wirtz.
McFarlane.	Witt.
Moore.	Woodward.
Neal.	

Nays—1.

Bailey.

Present--Not Voting.

Floyd.

Absent.

Berkeley.

Smith.

Hardin.

Stuart.

Miller.

Westbrook.

Russek.

Wood.

House Bill No. 121.

Senator Holbrook moved to take up, out of its order, the following bill:

H. B. No. 121, A bill to be entitled "An Act to amend Article 432, Chapter 6, of the Revised Civil Statutes of Texas of 1925, relating to reserved deposits in savings departments of State banks, and declaring an emergency."

On motion of Senator Holbrook, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 121 was put on its third reading and final passage, by the following vote:

Yeas—26.

Bailey.

Moore.

Berkeley.

Neal.

Bledsoe.

Parr.

Bowers.

Pollard.

Fairchild.

Price.

Floyd.

Real.

Greer.

Reid.

Hall.

Triplett.

Hardin.

Ward.

Holbrook.

Wirtz.

Lewis.

Witt.

Love.

Wood.

McFarlane.

Woodward.

Absent.

Miller.

Stuart.

Russek.

Westbrook.

Smith.

The bill was read second time, the Senate rule was suspended, and the committee report was adopted.

The bill was passed to third reading.

On motion of Senator Holbrook, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 121 was put on its third reading and final passage, by the following vote:

Yeas—26.

Bailey.

Moore.

Berkeley.

Neal.

Bledsoe.

Parr.

Bowers.

Pollard.

Fairchild.

Price.

Floyd.

Real.

Greer.

Reid.

Hall.

Triplett.

Hardin.

Ward.

Holbrook.

Wirtz.

Lewis.

Witt.

Love.

Wood.

McFarlane

Woodward.

Absent.

Miller.

Stuart.

Russek.

Westbrook.

Smith.

The bill was read third time and passed finally, by the following vote:

Yeas—25.

Bailey.

Neal.

Berkeley.

Parr.

Bledsoe.

Pollard.

Bowers.

Price.

Fairchild.

Real.

Floyd.

Reid.

Greer.

Triplett.

Hall.

Ward.

Holbrook.

Wirtz.

Lewis.

Witt.

Love.

Wood.

McFarlane

Woodward.

Moore.

Absent.

Hardin.

Smith.

Miller.

Stuart.

Russek.

Westbrook.

House Bill No. 92.

On the motion of Senator Lewis, H. B. No. 92 was withdrawn from the Committee on Civil Jurisprudence, and re-referred to the Committee on Privileges and Elections.

House Bill No. 58.

Senator Greer moved to take up, out of its order, the following bill:

H. B. No. 58, A bill to be entitled "An Act to amend Article 793 of the Code of Criminal Procedure of Texas for 1925, so as to provide that if a defendant convicted of a misdemeanor and his punishment assessed at a fine and is unable to pay said fine and costs, he may discharge same at the rate of one dollar per

day, and declaring an emergency."

The bill was read second time.

Amend H. B. No. 58, by adding to the end of Section one, the following: Provided that the provisions of this act shall not apply to counties not having poor farms.

The amendment was read and adopted.

The bill was passed to third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 58 was put on its third reading and final passage, by the following vote:

Yeas—22.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Triplett.
Lewis.	Ward.
Love.	Wirtz.
McFarlane.	Witt.
Moore.	Wood.
Neal.	Woodward.

Nays—2.

Bailey.	Holbrook.
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Absent.

Hall.	Smith.
Hardin.	Stuart.
Miller.	Westbrook.
Russek.	

The bill was read third time and passed finally.

House Bill No. 129.

Senator Real moved to take up the following bill:

H. B. No. 129, A bill to be entitled "An Act to restore and confer upon the county court of Kerr county the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency."

The bill was read second time, the committee report was adopted, and the bill passed to engrossment.

On motion of Senator Real, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 129 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read third time and passed finally, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

House Bill No. 91.

Senator Love moved to take up the following bill:

H. B. No. 91, A bill to be entitled "An Act to authorize the creation of road districts comprising two or more adjoining counties pursuant to Section 52, Article 3, of the Constitution; prescribing the method for the organization of such districts, authorizing such districts to vote and issue bonds for road building purposes; requiring such districts to

state in general terms the road or roads, to be constructed, and the amount apportioned to each road from the proceeds of the sale of bonds; authorizing such districts to purchase or take over improved roads already constructed by any county or road district included therein; providing for the selection of a treasury or depository for such district; enacting provisions incident and necessary to the subject and purpose of this Act; and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to third reading.

On motion of Senator Love, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 91 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read third time and finally passed, by the following vote:

Yeas—21.

Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Holbrook.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Parr.	Woodward.
Pollard.	

Absent.

Bailey.	Bowers.
Berkeley.	Hall.
Bledsoe.	Hardin.

Miller.	Smith.
Russek.	Stuart.

House Bill No. 40.

Senator Holbrook moved to take up the following bill:

H. B. No. 40, A bill to be entitled "An Act making appropriations to cover deficiencies heretofore made for the support of the Judiciary Department of the State government for the fiscal year ending August 31, 1927, and declaring an emergency."

The bill was read second time, the committee report was adopted, and the bill passed to third reading.

On motion of Senator Holbrook, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 40 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read third time and finally passed without a roll call by unanimous consent.

House Bill No. 90.

Senator Moore moved to take up the following bill:

H. B. No. 90, A bill to be entitled "An Act to create a special and more efficient road system for Collin County, in the State of Texas, and making County Commissioners ex-officio road commissioners and prescribing their powers and duties as such, and providing for their compensation as such road commissioners; and providing for the condemnation of lands and other property by said county for the purpose of

laying out and establishing roads and for straightening, widening or draining any established road, and for the condemnation of any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation of the material used; and providing for the working of county convicts on the public road and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts, and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of road hands and teams for road work and for the allowance of time for services of hands and teams on public roads, and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three (\$3.00) dollars, and providing that delinquent poll tax payers shall be liable for extra road duty of three days, and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax, and permitting substitution and payment of money in lieu of such services, and to provide for the manner of training and maintaining hedges along the public roads and the punishment for the failure to comply with, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct any drain way of any public road; and providing further, making this Act cumulative of the General Laws now in force, and to repeal Chapter 63 of the Acts of the Thirty-seventh Legislature, being a special road law for Collin County, and declaring an emergency."

The bill was read second time.

Senator Moore sent up the following amendment:

Amend H. B. No. 90, page 3, lines 4 and 5, of the typewritten bill by striking out the words and figures "one dollar and 50 cents" and insert in lieu thereof the words and figures "one dollar".

The amendment was read and adopted.

Senator Moore sent up the following amendment:

Amend caption of H. B. No. 90 to conform to body of bill.

The amendment was read and adopted.

The bill was passed to third reading.

On motion of Senator Moore, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 90 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read third time and passed finally, by the following vote:

Yeas—27.

Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.
Moore.	

Nays—1.

Bailey.

Absent.

Russek.	Stuart.
Smith.	

House Bill No. 95.

Senator Lewis moved to take up the following bill:

H. B. No. 95, A bill to be entitled "An Act to amend Article 880, Re-

vised Criminal Statutes of 1925, so as to make it unlawful to hunt deer with dogs in Polk county, by omitting name of the word 'Polk' from the list of counties given in said article."

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 95 was put on its second reading and final passage, by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read second time, the Senate rule was suspended, and the committee report was adopted.

The bill was passed to third reading.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 95 was put on its third reading and final passage, by the following vote:

Yeas—26.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

The bill was read second time and finally passed by the following vote:

Yeas—26.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek.	Stuart.
Smith.	

House Bill No. 94.

Senator Witt moved to take up, out of its order, the following bill:

H. B. No. 94, A bill to be entitled "An Act amending Section 3 and Section 9, Chapter 78, of the Acts of the Regular Session of the Fortieth Legislature, so as to confer juvenile jurisdiction upon the county court of McLennan county and deprive the county court at law to change the inscription on the seal of said county court at law of McLennan county, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Witt, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 94 was put on its third reading and final passage, by the following vote:

Yeas—26.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek. Stuart.
Smith.

The bill was read third time and finally passed by the following vote:

Yeas—28.

Bailey.	Moore.
Berkeley.	Neal.
Bledsoe.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.

Absent.

Russek. Stuart.
Smith.

Conference Report on Senate Bill No. 5.

Senator Wood sent up the following conference report on S. B. No. 5:

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate,

Hon. R. L. Bobbitt, Speaker of the House of Representatives.

Sirs: We, your Conference Committee appointed to consider the differences between the two Houses on:

S. B. No. 5, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employees of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experimental Stations; The North Texas Junior Agricultural College; John Tarleton Agricultural College; Prairie View State Normal and Industrial College; The University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso; College of Industrial Arts; Texas Technological College; East Texas State Teachers College at Commerce; North Texas State Teachers College at Denton; Sam Houston State

Teachers College at Huntsville; Stephen F. Austin, State Teachers College at Nacogdoches; South Texas State Teachers College at Kingsville; Southwest Texas State Teachers College at San Marcos; Sul Ross State Teachers College at Alpine; West Texas State Teachers College at Canyon; Texas School for the Blind and Texas School for the Deaf; for years beginning September 1, 1927, and ending August 31, 1929; and declaring an emergency."

Have had the same under consideration, and have adjusted the differences, and recommend the passage of the following substitute bill:

(The bill was ordered not printed.)

The report was read.

House Bill No. 73.

The Chair laid before the Senate the following bill:

H. B. No. 73, A bill to be entitled "An Act to amend Article 3726 of the Revised Civil Statutes of the State of Texas, so as to add the words "so recorded, after being proved or acknowledged in the manner provided by the laws of this State in force at the time of its registration, or at the time it was proved or acknowledged, or every instrument which has been, or hereafter may be," etc., and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Love, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 73 was put on its third reading and final passage, by the following vote:

Yeas—29.

Bailey.	Neal.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.
Moore.	

Absent.

Smith. Stuart.

The bill was read third time and finally passed, by the following vote:

Yeas—29.

Bailey.	Neal.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Miller.	Woodward.
Moore.	

Absent.

Smith. Stuart.

House Bill No. 112.

The Chair laid before the Senate, the following bill:

H. B. No. 112, A bill to be entitled "An Act amending Article 4011, Revised Civil Statutes, 1925, so as to permit a railroad to issue a free pass, or free transportation, to any minister of religion without being required to issue like free pass or free transportation to every other minister of religion in the State making application therefor, and declaring an emergency."

The bill was read second time, the committee report was adopted, and the bill was passed to third reading.

On motion of Senator Real, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 112 was put on its third reading and final passage, by the following vote:

Yeas—24.

Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Greer.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Parr.	Woodward.

Absent.

Bailey.	Miller.
Hall.	Smith.
Hardin.	Stuart.
Holbrook.	

The bill was read third time and finally passed by the following vote:

Yeas—21.

Berkeley.	Real.
Floyd.	Reid.
Greer.	Russek.
Lewis.	Triplett.
Love.	Ward.
Miller.	Westbrook.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Wood.
Pollard.	Woodward.
Price.	

Absent.

Bailey.	Hardin.
Bledsoe.	Holbrook.
Bowers.	McFarlane.
Fairchild.	Smith.
Hall.	Stuart.

House Bill No. 71.

The Chair laid before the Senate the following bill:

H. B. No. 71, A bill to be entitled "An Act amending subdivision 7 of Article 1905 of the Revised Civil Statutes of the State of Texas, 1925, more distinctly specifying venue in cases of fraud and defalcation and in cases where two or more defendants are involved, and providing that suit may be brought in any county where fraud is committed or where defalcation occurs; and adding a new subdivision 29a, providing that where suit may be lawfully maintained in any county against one defendant it may be also maintained in the same county against all parties who are necessary parties to the suit."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Woodward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 71 was put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey.	Bledsoe.
Berkeley.	Bowers.

Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Russek.
Holbrook.	Triplett.
Lewis.	Ward.
Love.	Westbrook.
McFarlane.	Wirtz.
Moore.	Witt.
Neal.	Wood.
Parr.	Woodward.
Pollard.	

Absent.

Hardin.	Smith.
Miller.	Stuart.

The bill was read third time and finally passed.

House Bill No. 119.

The Chair laid before the Senate the following bill:

H. B. No. 119, A bill to be entitled "An Act to amend Section 3 of Chapter 16 of the General Laws passed by the Thirty-ninth Legislature, First Called Session, being Senate bill No. 287, and providing that road districts may be created and road bonds thereof issued in counties having outstanding road bonds, and declaring 'an emergency.'"

The bill was read second time and passed to engrossment.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 119 was put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Neal.
Berkeley.	Farr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Triplett.
Hardin.	Ward.
Holbrook.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Moore.	Woodward.

Absent.

Miller.	Stuart.
Smith.	

The bill was read third time and passed finally.

House Bill No. 52.

Senator Bailey moved to take up the following bill:

H. B. No. 52, A bill to be entitled "An Act authorizing the creation of junior college districts for the purpose of establishing, maintaining, operating and supporting junior colleges; providing the conditions upon which and the method by which such districts may be created; providing for board of junior college trustees; authorizing the levy, assessment and collection of taxes for the support and maintenance of junior colleges within such districts and the issuance of bonds by such districts; recognizing and validating the acts of cities or independent school districts heretofore had looking to the establishment and organization of junior colleges, and declaring an emergency."

The bill was read second time.

Senator Price sent up the following amendment:

Amend H. B. No. 52, page 9, by striking out the first paragraph of Section 16 thereof and inserting in lieu thereof the following:

If any independent school district or any city having charge of its schools shall before the passage of this act have organized, created and conducted in the State of Texas a Junior College, or shall have before the passage of this Act in good faith begun the organization of such Junior college, then and in that event such independent school district is hereby created into a Junior College District and its acts in the establishment of such Junior College or looking to the establishment thereof is hereby in all things validated, and the restrictions, limitations and requirements provided in this bill shall not apply to such colleges and college districts and the acts of such districts or cities in establishing Junior Colleges and in voting bonds therefor and the acts in conducting and establishing such colleges, are in all things validated, any other provisions of this Act to the contrary notwithstanding.

The amendment was read and adopted.

House Bill No. 84.

The Chair laid before the Senate the following bill:

H. B. No. 84, A bill to be entitled

"An Act amending Article 725, Revised Civil Statutes of 1925, authorizing the issuance of refunding bonds bearing the same or a lower rate of interest, in lieu of any valid outstanding bonds which have been issued under authority of Title 22 or Title 71, Revised Civil Statutes of 1925, or provisions of law which have been amended or superseded thereby, and adding Article 725b, validating all refunding bonds that have heretofore been issued and approved by the Attorney General for the purpose of refunding valid outstanding bonds of any of the counties of Texas, and declaring an emergency."

The bill was read second time, the committee report was adopted, and passed to engrossment.

On motion of Senator Reid, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 84 was put on its third reading and final passage, by the following vote:

Yeas—19.

Bailey.	Price.
Bowers.	Real.
Floyd.	Reid.
Greer.	Triplett.
Holbrook.	Ward.
Lewis.	Westbrook.
Love.	Witt.
Moore.	Wood.
Parr.	Woodward.
Pollard.	

Nays—5.

Berkeley.	McFarlane.
Bledsoe.	Wirtz.
Fairchild.	

Absent.

Hall.	Russek.
Hardin.	Smith.
Miller.	Stuart.
Neal.	

The bill was read third time.

Senator Fairchild sent up the following amendment:

Amend H. B. No. 84 by adding a new section above the enacting clause.

That this Act shall not apply to the three sectional districts of Texas.

The amendment was read and failed to be adopted.

Senator Fairchild moved to reconsider the vote by which the amendment failed to pass.

The motion to reconsider was lost. The bill failed to pass by the following vote:

Yeas—10.

Greer.	Real.
Lewis.	Reid.
Love.	Triplett.
Moore.	Ward.
Price.	Witt.

Nays—11.

Bailey.	McFarlane.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Wirtz.
Fairchild.	Woodward.
Floyd.	

Absent.

Hall.	Russek.
Hardin.	Smith.
Holbrook.	Stuart.
Miller.	Westbrook.
Neal.	Wood.

House Bill No. 70.

Senator Wirtz called from the table, the following bill:

H. B. No. 70, A bill to be entitled "An Act to amend Section 3, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, Regular Session, by providing for the control of waters by any mechanical means; and to amend Section 4, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, by providing that the land composing water control and improvement districts may consist of separate bodies of land, separated by land not embraced in said districts; and to amend Section 4, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, by adding subsection 4a, which provides a discretionary preference on the part of directors of districts in allotting waters to various users; and to amend Section 19, Chapter 25, of the Acts of the Thirty-ninth Legislature of the State of Texas, by providing for action by commissioners' courts upon hearing the petition of water control and improvement districts."

On motion of Senator Wirtz, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 70 was put on its second reading and final passage, by the following vote:

Yeas—21.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Triplett.
Hall.	Ward.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Woodward.
Moore.	

Nays—1.

Bailey.

Absent.

Hardin.	Smith.
Holbrook.	Stuart.
Miller.	Westbrook.
Neal.	Wood.
Russek.	

The Senate rule requiring committee reports to lay over one day was suspended by unanimous consent.

The bill was read second time, the committee report was adopted, and the bill was passed to third reading.

On motion of Senator Wirtz, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 70 was put on its third reading and final passage, by the following vote:

Yeas—21.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Triplett.
Hall.	Ward.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Woodward.
Moore.	

Nays—1.

Bailey.

Absent.

Hardin.	Smith.
Holbrook.	Stuart.
Miller.	Westbrook.
Neal.	Wood.
Russek.	

The bill was read third time and passed finally, by the following vote:

Yeas—21.

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Triplett.
Hall.	Ward.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Woodward.
Moore.	

Nays—1.

Bailey.

Absent.

Hardin.	Smith.
Holbrook.	Stuart.
Miller.	Westbrook.
Neal.	Wood.
Russek.	

House Bill No. 118.

Senator Ward moved to take up the following bill:

H. B. No. 118, A bill to be entitled "An Act providing for a rural school supervisor in lieu of the teachers' institute as required under Article 2691, and providing for the payment of the salary and office expenses of said rural school supervisor, in counties having a population of 36,750 to 37,550, according to the Federal census of 1920, and a scholastic population of at least 9000 as shown by the scholastic census report for the school year of 1926-1927, and declaring an emergency."

On motion of Senator Ward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 118 was put on its second reading and final passage, by the following vote:

Yeas—24.

Bailey.	Farr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Triplett.
Greer.	Ward.
Hall.	Westbrook.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Moore.	Woodward.

Absent.

Hardin.	Russek.
Holbrook.	Smith.
Miller.	Stuart.
Neal.	

The bill was read second time.

The Senate rule was suspended.

The committee report was adopted.

The bill was passed to third reading.

On motion of Senator Ward, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 118 was put on its third reading and final passage, by the following vote:

Yeas—25.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Fairchild.	Reid.
Floyd.	Triplett.
Greer.	Ward.
Hall.	Westbrook.
Holbrook.	Wirtz.
Lewis.	Witt.
Love.	Wood.
McFarlane.	Woodward.
Moore.	

Absent.

Hardin.	Russek.
Miller.	Smith.
Neal.	Stuart.

The bill was read third time and passed finally.

House Bill No. 92.

The Chair laid before the Senate the following bill:

H. B. No. 92, A bill to be entitled "An Act to amend Article 7150, Revised Civil Statutes of Texas, 1925, providing for the exemption of certain property from taxation, by adding thereto another section, No. 1a."

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 92 was put on its second reading and final passage, by the following vote:

Yeas—22.

Bailey.	Fairchild.
Berkeley.	Floyd.
Bledsoe.	Greer.
Bowers.	Hall.

Holbrook.	Price.
Lewis.	Real.
Love.	Reid.
McFarlane.	Triplett.
Moore.	Ward.
Parr.	Wirtz.
Pollard.	Woodward.

Absent.

Hardin.	Stuart.
Miller.	Westbrook.
Neal.	Witt.
Russek.	Wood.
Smith.	

The bill was read second time.

The Senate rule was suspended, and the committee report was adopted.

The bill was passed to engrossment.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 92 was put on its third reading and final passage, by the following vote:

Yeas—23.

Bailey.	Moore.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Triplett.
Hall.	Ward.
Holbrook.	Wirtz.
Lewis.	Witt.
Love.	Woodward.
McFarlane.	

Absent.

Hardin.	Smith.
Miller.	Stuart.
Neal.	Westbrook.
Russek.	Wood.

The bill was read third time and finally passed, by the following vote:

Yeas—21.

Berkeley.	Parr.
Bowers.	Pollard.
Fairchild.	Price.
Floyd.	Real.
Greer.	Reid.
Hall.	Triplett.
Holbrook.	Ward.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Woodward.
Moore.	

Absent.

Bailey.	Russek.
Bledsoe.	Smith.
Hardin.	Stuart.
Miller.	Westbrook.
Neal.	Wood.

Senate Bill No. 7.

The question recurred upon the motion to reconsider the vote by which the Senate refused to adopt the conference report on S. B. No. 7, being the rural aid bill.

The Senate refused to order the previous question on the motion of Senator Holbrook, by the following vote:

Yeas—10.

Bailey.	Love.
Bowers.	Real.
Greer.	Reid.
Holbrook.	Triplett.
Lewis.	Wood.

Nays—14.

Berkeley.	Neal.
Bledsoe.	Parr.
Fairchild.	Pollard.
Floyd.	Price.
Hall.	Ward.
McFarlane.	Wirtz.
Moore.	Witt.

Absent.

Hardin.	Stuart.
Miller.	Westbrook.
Russek.	Woodward.
Smith.	

The previous question was ordered upon the motion of Senator Pollard.

Senator Moore, who was speaking when the previous question was ordered proceeded to conclude his remarks.

The Senate reconsidered the vote by which they refused to adopt the conference report.

The conference report was adopted by the following vote:

Yeas—26.

Bailey.	Holbrook.
Berkeley.	Lewis.
Bledsoe.	Love.
Bowers.	McFarlane.
Fairchild.	Moore.
Floyd.	Neal.
Greer.	Parr.
Hall.	Pollard.

Price.
Real.
Reid.
Russek.
Triplett.

Ward.
Wirtz.
Witt.
Wood.
Woodward.

Absent.

Hardin.	Stuart.
Miller.	Westbrook.
Smith.	

Senate Bill No. 5.

Senator Wood called up the conference report on S. B. No. 5.

The previous question was ordered on the conference report.

The conference report was adopted by the following vote:

Yeas—26.

Bailey.	Neal.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Greer.	Russek.
Hall.	Triplett.
Holbrook.	Ward.
Lewis.	Wirtz.
Love.	Witt.
McFarlane.	Wood.
Moore.	Woodward.

Absent.

Hardin.	Stuart.
Miller.	Westbrook.
Smith.	

Adjournment.

The Senate, at 12:15 a. m., on the motion of Senator Wirtz, adjourned until this morning (Tuesday) at 10:00 a. m.

APPENDIX.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, June 6, 1927,
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 108 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 121 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 82 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 110 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 97 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 88 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 44 carefully examined and compared, and find the same correctly enrolled, and have this day at 5 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 60 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 46 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bill, have had S. B. No. 63 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 5 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, June 6, 1927.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 81

carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock, p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 80 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock, p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 62 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock, p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 73 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock, p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 85 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:35 o'clock, p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 79 carefully examined and compared, and find the same correctly enrolled,

and have this day at 4:35 o'clock, p. m., presented the same to the Governor for his approval.

FLOYD, Chairman.

Committee Reports.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Banking, to whom was referred

H. B. No. 121, A bill to be entitled "An Act to amend Article No. 432, Chapter 6, of the Revised Civil Statutes of Texas of 1925, relating to reserve deposits in savings departments of State Banks, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

RUSSEK, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 76, A bill to be entitled "An Act authorizing the employment of a skilled appraiser for each county to which an unorganized county is attached for judicial purposes to appraise property in such unorganized counties; making appropriation therefor; prescribing the duties of the appraiser; imposing additional duties upon the commissioners' court, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOOD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 71, A bill to be entitled "An Act amending Subdivision 7, of Article 1995, of the Revised Civil Statutes of the State of Texas, 1925, more distinctly specifying venue in cases of fraud and defalcation and in cases where two or more defendants

are involved and providing that suit may be brought in any county where fraud is committed or where defalcation occurs; and adding a new Subdivision 29a providing that where suit may be lawfully maintained in any county against one defendant, it may be also maintained in the same county against all parties who are necessary parties to the suit."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 127, A bill to be entitled "An Act amending Article 545, Revised Criminal Statutes 1925."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 141, A bill to be entitled "An Act to amend Chapter 270, Section 14, of the Acts of the Regular Session of the Fortieth Legislature, so as to provide for the enforcement of the Act by assessing and collecting a penalty instead of making the failure to obey the law a misdemeanor."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 80, A bill to be entitled

"An Act to amend Article 779, Revised Civil Statutes of the State of Texas, authorizing commissioners' courts to invest sinking funds accumulated for the redemption and payment of bonds issued by such county, political subdivision or defined district thereof, and prescribing the securities in which such funds may be invested."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BAILEY, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 84, A bill to be entitled "An Act amending Article 725, Revised Civil Statutes of 1925, authorizing the issuance of refunding bonds bearing the same or a lower rate of interest, in lieu of any valid outstanding bonds which have been issued under authority of Title 22 or Title 71, Revised Civil Statutes of 1925, or provisions of law which have been amended or superseded thereby, and adding Article 725b, validating all refunding bonds that have heretofore been issued and approved by the Attorney General for the purpose of refunding valid outstanding bonds of any of the counties of Texas; and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BAILEY, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 73, A bill to be entitled "An Act to amend Article 3726 of the 1925 Revised Civil Statutes of the State of Texas, so as to add the words 'so recorded, after being proved or acknowledged in the manner provided by the laws of this State in force at the time of its registration, or at the time it was proved or acknowledged, or every instrument

which has been, or hereafter may be' after the words, 'and which has been or hereafter may be' and before the words 'actually so recorded for ten years,' so as to provide that hereafter any instrument legally on record in the office of the county clerk shall be admitted in evidence in any suit without the necessity of proving its execution, unless attacked as provided therein, and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

BAILEY, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Land and Land Office, to whom was referred

S. B. No. 126, A bill to be entitled "An Act to provide for the extension of the time of Oil and Gas Permits Nos. 11652, 11653, 11654, 11655, 11658, 11680 and 11681 from a period of two years to a period of five years and to provide for two years in which drilling shall be begun and to provide for offset wells before the end of the two years from dates of said permits, and declaring an emergency."

Have had same under consideration and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

REAL, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 95, A bill to be entitled "An Act to amend Article 880, Revised Criminal Statutes of 1925, as amended by Chapter 24 of the First Called Session of the Thirty-ninth Legislature, so as to make it unlawful to hunt deer with dogs in Polk County."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 111, A bill to be entitled "An Act to amend Article 417, Title 7, Chapter 3 of the Code of Criminal Procedure of the State of Texas, so that one indictment may cover all offenses growing out of the same transaction."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 38, A bill to be entitled "An Act repealing Article 650 of the Code of Criminal Procedure of the State of Texas of 1925, which permits defendants jointly prosecuted to sever upon the request of either; and amending Article 651 of the Code of Criminal Procedure of the State of Texas of 1925 so as to provide that defendants jointly or separately indicted may ask for a severance, and giving to the trial judge the right to order such severance, if, in his discretion, the ends of justice require a severance, providing that, if such severance is granted, all persons so charged may be introduced as witnesses for one another, and providing that no case shall be continued for the want of the testimony of the co-defendant, nor shall said affidavit, without other sufficient cause, operate as a continuance of either party, repealing Article 711 of the Code of Criminal Procedure of 1925."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WOODWARD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 120, A bill to be entitled "An Act to provide better protection for fish in the fresh waters of Jackson County by making it unlawful to use nets or seines in any of the fresh water streams, lakes, bayous or lagoons in Jackson County, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 65, A bill to be entitled "An Act requiring every person, firm co-partnership, association or corporation doing business or division in this State, which are subject to occupation, gross receipts, or other taxes upon sales or gross receipts, to keep complete, permanent and detailed records of all business transacted in Texas, said records to be kept at the principal place of business in Texas; providing that the Attorney General of Texas or the State Comptroller, or the duly authorized representative of either, may make examination of all such books and records; defining the offense of failing to keep such records, and also failing or refusing to produce the same for examination, and fixing the penalty; providing for the producing of such records in court, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 81, A bill to be entitled "An Act amending Section 3, Chapter 16, General Laws passed by the Thirty-ninth Legislature at its first called session, by adding thereto Section 3a, providing that any road district, a portion of which is proposed to be incorporated into a new road district, should embrace the

whole or any part of any levee improvement district; etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 145, A bill to be entitled "An Act to amend Article 7328 (7689) of the Revised Civil Statutes of 1925, which Articles relates to and provides for proceedings in tax suits and the manner provided by law in ordinary foreclosure suits in the district courts of this State; and which Amendment to said Article 7328 provides that sales contemplated in tax foreclosure suits shall be made in the manner prescribed for the sale of real estate under execution; and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Educational Affairs, to whom was referred

H. B. No. 99, A bill to be entitled "An Act to provide for increasing or diminishing the area of an independent school district upon petition of qualified resident property tax paying voters; providing for the formation of new districts by the county board out of territory detached from independent districts; etc; and declaring an emergency."

Have had the same under consideration and we are instructed to report same back to the Senate with recommendation that it do pass and be not printed.

WITT, Chairman.

(Majority Report.)

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on Education, to whom was referred

H. B. No. 89, A bill to be entitled "An Act to amend Articles 2922-a, 2922-b, 2922-h, 2922-l, of Chapter Nineteen-A, Revised Civil Statutes, 1925, so as to authorize the formation of rural high school districts and providing a method of their dissolution, etc., and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 118, A bill to be entitled "An Act providing for a rural school supervisor in lieu of the teachers' institute as required under Article 2891, and providing for the payment of the salary of said rural school supervisor, in counties having a population of 36,750 to 37,550, according to the Federal census of 1920, and a scholastic population of at least 9,000 as shown by the scholastic census report for the school year of 1926-27; and declaring an emergency."

Have had the same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Witt, Chairman; Neal, Vice-Chairman; Bowers, Miller, Love, Parr, Moore, Reid.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 40, A bill to be entitled "An Act making appropriations to cover authorized deficiencies in appropriations heretofore made for the support of the Judicial Department of the State Government for the fiscal year ending August 31, 1927, and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOOD, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred

H. B. No. 92, A bill to be entitled "An Act to amend Article 7150, Revised Civil Statutes of Texas, 1925, providing for the exemption of certain property from taxation, by adding thereto another Section No. 1a, wherein it is provided that property heretofore or hereafter acquired by the State for prison farms or other prison purposes shall not be exempt from payment of its pro rata of any bond tax of a public school district of which said territory or property was a part; providing for manner of assessing such taxes, how they shall be paid; and providing for the payment of such tax where delinquent as well as to the future payment thereof."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,

Austin, Texas, June 6, 1927.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 58, A bill to be entitled "An Act to amend Article 793 of the Code of Criminal Procedure for Texas for 1925 so as to provide that if a defendant convicted of a misdemeanor and his punishment assessed at a fine and is unable to pay said fine and costs, he may discharge same at the rate of one dollar per day; and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be printed in the Journal.

BAILEY, Chairman.